



**NAPERVILLE CITY COUNCIL MEETING  
COUNCIL CHAMBERS – MUNICIPAL CENTER  
FINAL AGENDA**

**06/16/2009**

**6:00 p.m. – CLOSED SESSION**

**7:00 p.m. – OPEN SESSION FOR PUBLIC**

**CALL TO ORDER:**

**A. ROLL CALL:**

**B. CLOSED SESSION - 6:00 p.m.**

OPEN SESSION - 7:00 p.m.

**C. PLEDGE TO THE FLAG:**

**D. AWARDS AND RECOGNITIONS:**

1. Proclaim June 16, 2009 as Naperville North and Naperville Central High School Science Olympiad Day.
2. Proclaim the month of June as Bike Month.

**E. PUBLIC FORUM:**

**F. HOLDOVER ITEMS:**

**G. PETITIONS AND COMMUNICATIONS TO THE COUNCIL:**

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

**I. CONSENT AGENDA:**

1. Approve the 5/28/2009 Cash Disbursements in the amount of \$8,267,971.80.
2. Approve City Clerk's License & Permit Report.
3. Approve the award of Bid 10-001, Fire Department Uniforms and

**FINAL AGENDA**  
**CITY COUNCIL MEETING**  
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Shoes, to JCM Uniform, for an amount not to exceed \$270,000.

4. Approve the award of Bid 10-002, Fire Department Personal Protective Gear to MES for an amount not to exceed \$36,000, Fireground Supply for an amount not to exceed \$202,540 and W.S. Darley for an amount not to exceed \$15,000, for a total award not to exceed \$253,540.
5. Approve the award of Phase II to Contract 09-017, Red Light Photo Enforcement, to Redflex Traffic Systems, for an amount not to exceed \$686,880 for the three year contract period.
6. Accept the public underground improvements in Bradford Commons Lot 1 (AMCORE Bank), Bristol Station, Cotswold Manor, Monarch Landing Phase I, and Springbrook Square and accept the public street light improvements in Cotswold Manor and authorize the City Clerk to reduce the corresponding public improvement sureties.
7. Naperville Central High School Subdivision, located at 440 West Aurora Avenue, PC 9-1-42:
  - a. Adopt the resolution authorizing conveyance of a 9,079 square foot parcel, commonly referred to as "Parcel E", located along the Webster Street right-of-way, north of Hillside Road, in accordance with the Local Property Transfer Act (approval requires six (6) positive votes).
  - b. Pass the ordinance authorizing a preliminary/final subdivision plat to establish a legal lot-of-record for the property occupied by Central High School with variances to required setbacks, building height, and landscape code requirements.
8. Pass the ordinance granting variances to reduce the required setback for a parking facility for R & J Supply, located at 1567 Frontenac Road and to reduce the number of required parking stalls for the properties at 1555 and 1567 Frontenac Road, ZBA 9-1-48.
9. Illinois Route 59 improvements engineering study:
  - a. Adopt a resolution approving an addendum agreement to the intergovernmental agreement with the Illinois Department of Transportation for the Illinois Route 59 improvements engineering study and authorizing the Mayor to execute the agreement.
  - b. Authorize staff to amend the expenditure and revenue budgets associated

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**CITY COUNCIL MEETING**  
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with the Illinois Route 59 improvements engineering study.

10. Adopt the resolution approving the Second Amendment to the Agreement Between the City Of Naperville and Naperville Community Television .
11. Adopt the resolution approving the Seventh Amendment to the Agreement between the City of Naperville and the Naperville Development Partnership to provide grant funding.
12. Adopt the resolution granting a variance to increase the permitted area for a projecting sign at Noodles and Company, 207 S. Washington Street, ZBA 09-1-43.

**J. OLD BUSINESS:**

1. Central Park Master Plan (Directed staff 4/21/09, L4):
  - a. Approve the Central Park Master Plan.
  - b. Direct staff to work with the Park District to draft a new intergovernmental agreement.
2. Approve \$10,000 in Fiscal Year 2010 SECA funds for a Nitra, Slovakia delegation visit to Naperville. (Tabled 6/2/09, I14)

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

1. Approve the Award of Bid 09-181, Maplebrook Sound Wall Construction, to McHugh Construction Co. for the amount of \$3,531,750, plus a 3% contingency.

**L. REPORTS AND RECOMMENDATIONS:**

1. Approve the Regular City Council Meeting Minutes of June 2, 2009
2. Approve the City Council Meeting Schedule for July, August and September 2009
3. Receive the report for Railway Plaza Lot 1.
4. Delay the enforcement action of requiring the installation of sidewalk within three (3) years of platting except as outlined for Ashwood Creek subdivision; requiring the grading and establishment of turf on

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vacant lots; and the requirement of annexation fees to be paid within one year; for a period of one year.

**M. PUBLIC HEARING**

**N. ORDINANCES AND RESOLUTIONS:**

1. City Manager Personnel Requests:
  - a. Pass the Ordinance amending Title 1 of the Naperville Municipal Code eliminating one Fire Department Lieutenant position and retitling the Assistant Fire Chief position to a Deputy Fire Chief position. (Waive first reading requires six (6) positive votes.)
  - b. Authorize the City Manager to recruit externally and hire for the vacant Emergency Management Coordinator position.

**O. NEW BUSINESS:**

**P. CLOSED SESSION:**

**Q. ADJOURNMENT:**

**Any individual with a disability requesting a reasonable accommodation in order to participate in a public meeting should contact the Accessibility Coordinator at least 48 hours in advance of the scheduled meeting. The Accessibility Coordinator can be reached in person at 1350 Aurora Avenue, Naperville, IL., via telephone at 630-420-6664 or 630-305-5205 (TDD). Every effort will be made to allow for meeting participation.**



# Naperville

## CITY COUNCIL AGENDA ITEM

**SUBJECT:** Proclamation – Naperville Central and Naperville North High School Science Olympiad Day

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**TYPE OF VOTE:** N/A

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**ACTION REQUESTED:**

Proclaim Tuesday, June 16, 2009 as Naperville Central and Naperville North High School Science Olympiad Day. Councilman Jim Boyajian will present the proclamation to representatives and students from Naperville Central and Naperville North High School.

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**BOARD/COMMISSION REVIEW:**

N/A

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**COUNCIL ACTION PREVIOUSLY TAKEN:**

Date	Item	No. Action

**DEPARTMENT:** Mayor's Office

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**SUBMITTED BY:** Cheryl Johnson – Administrative Assistant

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**FISCAL IMPACT:**

N/A

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**RECOMMENDATION:**

Proclaim June 16, 2009 as Naperville Central and Naperville North High School Science Olympiad Day in the City of Naperville.

**ATTACHMENTS:**

1. Naperville Central Proclamation
2. Naperville North Proclamation

OFFICE OF THE MAYOR  
CITY OF NAPERVILLE, ILLINOIS

# PROCLAMATION

NAPERVILLE CENTRAL HIGH SCHOOL  
SCIENCE OLYMPIAD

JUNE 16, 2009

**WHEREAS,** the Science Olympiad began as the creative endeavors of Dr. Gerard Putz and Mr. Jack Cairns who thought it necessary to do something about science education in the United States to get students not only interested in, but excited about, science; and

**WHEREAS,** it has since grown from a one country competition to one which now includes teams from all 50 states and parts of Canada. The Science Olympiad is designed to be a hands-on event. The rules are written such that they may be adapted for use in the average science classroom; and

**WHEREAS,** Naperville Central High School placed 3<sup>rd</sup> in the State this year at the Science Olympiad event; and

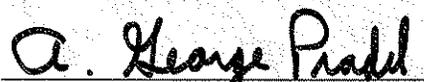
**WHEREAS,** the Science Olympiad encompasses all areas of science in the same competition. Biology, chemistry, earth science, and physics are emphasized with engineering and technology applications that combine several of these disciplines; and

**WHEREAS,** one of the unique things about the Olympiad is its ability to combine these areas by varying the way the students are tested in them. The range of testing modes includes everything from paper/pencil tests to lab practical-type events to design and building devices that require the students to calibrate devices to accomplish a goal before competition.

**NOW, THEREFORE,** I, A. George Pradel, Mayor of the City of Naperville, do hereby proclaim Tuesday, June 16 2009, as

**NAPERVILLE CENTRAL HIGH SCHOOL SCIENCE OLYMPIAD DAY**  
**in the City of Naperville**

WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the City of Naperville this sixteenth day of June, 2009.

  
A. George Pradel  
Mayor



OFFICE OF THE MAYOR  
CITY OF NAPERVILLE, ILLINOIS

# PROCLAMATION

NAPERVILLE NORTH HIGH SCHOOL  
SCIENCE OLYMPIAD  
JUNE 16, 2009

**WHEREAS,** the Science Olympiad began as the creative endeavors of Dr. Gerard Putz and Mr. Jack Cairns who thought it necessary to do something about science education in the United States to get students not only interested in, but excited about, science; and

**WHEREAS,** it has since grown from a one country competition to one which now includes teams from all 50 states and parts of Canada. The Science Olympiad is designed to be a hands-on event. The rules are written such that they may be adapted for use in the average science classroom; and

**WHEREAS,** Naperville North High School placed 4<sup>th</sup> in the State this year at the Science Olympiad event; and

**WHEREAS,** the Science Olympiad encompasses all areas of science in the same competition. Biology, chemistry, earth science, and physics are emphasized with engineering and technology applications that combine several of these disciplines; and

**WHEREAS,** one of the unique things about the Olympiad is its ability to combine these areas by varying the way the students are tested in them. The range of testing modes includes everything from paper/pencil tests to lab practical-type events to design and building devices that require the students to calibrate devices to accomplish a goal before competition.

**NOW, THEREFORE,** I, A. George Pradel, Mayor of the City of Naperville, do hereby proclaim Tuesday, June 16 2009, as

**NAPERVILLE NORTH HIGH SCHOOL SCIENCE OLYMPIAD DAY  
in the City of Naperville**

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the City of Naperville this sixteenth day of June, 2009.

*A. George Pradel*

A. George Pradel  
Mayor







# Naperville

## CITY COUNCIL AGENDA ITEM

**SUBJECT:** Proclamation – Naperville Bike Month

**TYPE OF VOTE:** N/A

**ACTION REQUESTED:**

Proclaim the month of June 2009 as Naperville Bike Month. Councilman Jim Boyajian will present the proclamation to Mark Jaynes and Keith Luhrs, accepting on behalf of the Bicycle and Pedestrian Advisory Committee.

Rob Sadowsky, Executive Director of Active Transportation Alliance and a member of the League of American Bicyclists Board of Directors, will be presenting the city with a bronze-level award.

**BOARD/COMMISSION REVIEW:**

N/A

**COUNCIL ACTION PREVIOUSLY TAKEN:**

Date	Item	No. Action

**DEPARTMENT:** Mayor's Office

**SUBMITTED BY:** Cheryl Johnson – Administrative Assistant

**FISCAL IMPACT:**

N/A

**BACKGROUND:**

On May 1, 2009, the City of Naperville was designated a bronze-level Bicycle Friendly Community by the League of American Bicyclists. The Bicycle Friendly Community program recognizes municipalities that actively support bicycling and the City of Naperville have made significant efforts to improve and support bicycling. The intent for pursuing the designation was to bring recognition to these recent efforts to improve bicycling including the promotion of the amenities available for bicyclists and an emphasis on the importance of bicycling as a contributing factor to the quality of our community. Following review of the Bicycle Friendly Community application that was completed by staff and the Bicycle and Pedestrian Advisory

*Proclamation*

*06/16/09*

*Page 2 of 2*

Committee and an on-street evaluation by local League Certified Instructors, the City of Naperville has been designated as a Bronze Level Bicycle Friendly Community through May 2013. Designation as a Bicycle Friendly Community is a prestigious award with three communities in Illinois and 108 communities nationwide currently recognized by the League of American Bicyclists. In celebration of the Bicycle Friendly Community designation, and in promotion of ongoing bicycle safety and encouragement activities, the City of Naperville and the Bicycle and Pedestrian Advisory Committee are promoting Bike Month throughout June.

**RECOMMENDATION:**

Proclaim June 2009 as Naperville Bike Month in the City of Naperville.

**ATTACHMENTS:**

1. Proclamation

OFFICE OF THE MAYOR  
CITY OF NAPERVILLE, ILLINOIS

# PROCLAMATION

## NAPERVILLE BIKE MONTH

JUNE 2009

**WHEREAS,** Naperville strives to be a community where short trips for recreation, school, commuting, and shopping are made by bike because bicycling is a viable and environmentally sound form of transportation; and

**WHEREAS,** Naperville is developing a complete bicycle network, including the DuPage River Trail, that connects to regional facilities such as the Illinois Prairie Path and the Southern DuPage County Regional Trail; and

**WHEREAS,** Naperville encourages residents to engage in bicycling, utilizing the bicycle network, as a fun form of fitness and quality family recreation; and

**WHEREAS,** Naperville promotes the education of cyclists and motorists on how to properly and safely share the roadway to ensure the safety and comfort of all users; and

**WHEREAS,** Naperville has been designated a bronze-level Bicycle Friendly Community by the League of American Bicyclists, a prestigious recognition that is awarded to communities that actively support and promote bicycling.

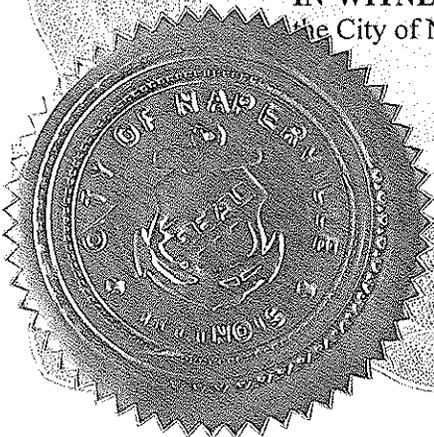
**NOW, THEREFORE, I, A. George Pradel, Mayor of the City of Naperville, do hereby proclaim the month of June, 2009 as**

### NAPERVILLE BIKE MONTH in the City of Naperville

and urge all residents of Naperville to bike during the month of June and throughout the year.

**IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the City of Naperville on this sixteenth day of June, 2009.**

  
A. George Pradel  
Mayor







# Naperville

## CITY COUNCIL AGENDA ITEM

**SUBJECT:** Cash Disbursements 5/28/2009

**TYPE OF VOTE:** Simple Majority

**ACTION REQUESTED:**  
Approve the 5/28/2009 Cash Disbursements in the amount of \$8,267,971.80.

**BOARD/COMMISSION REVIEW:**  
None

**COUNCIL ACTION PREVIOUSLY TAKEN:**

Date	Item	No. Action

**DEPARTMENT:** Finance

**SUBMITTED BY:** Chris Smith, Financial Reporting Team Leader

**FISCAL IMPACT:**  
Approve the 05/28/2009 Cash Disbursements in the amount of \$8,267,971.80.

**RECOMMENDATION:**  
Approve the 5/28/2009 Cash Disbursements in the amount of \$8,267,971.80.

**ATTACHMENTS:**  
1. Cash Disbursements

# City of Naperville

## Accounts Payable Run 5/28/2009

Cash Disbursements

Electronic Funds Transfers	\$	2,927,403.15
Hand Written Checks	\$	-
Voids	\$	(1,318.58)
Computer Prepared	\$	2,819,578.57
Sub-Total	\$	5,745,663.14
Payroll --Week Ending 5/22/2009	\$	2,522,308.66
	\$	-
<b>Grand Total</b>	\$	<b>8,267,971.80</b>

Approvals By:

City Manager

*Dawn A. Fij*

*5/1/09*

Date

City Treasurer

*5/29/09*  
*City Karen DeAngelis*

*6-1-09*

Date

## CITY OF NAPERVILLE

### Glossary of Terms

**Capital Project Funds-** Capital Project Funds are used to account for financial resources to be used for the acquisition or construction of major capital facilities (other than those financed by Utility Funds and Burlington Fund). Included are the following funds: Road and Bridge, Capital Projects Fund, Bond Funds, Vehicle Replacement, and Motor Fuel Tax.

**Debt Service Payments-**Debt Service Funds (including S.S.A. #19, #21, #23 and Downtown Parking Funds) are used to account for the accumulation of resources and the payment of long-term debt principal, interest, and related costs.

**Operating Funds-** includes the following funds: General Fund, Electric and Water/Wastewater Utility Funds, (excluding refunds), Information Technology Fund, and Fleet Services Fund.

**Special Revenue & Agency Funds-**includes the following funds: Naper Settlement, Burlington Parking, Foreign Fire Insurance Tax, Community Development Block Grant, Fair Share Assessment, Riverwalk Commission, Special Events and Culture Amenities, Carillon, S.S.A. #22-Downtown Maintenance, DUMEG, Federal Drug Forfeiture, State Drug Forfeiture, Water TIF fund, Police and Fire Pensions, General Trust and Agency, Self Insurance Benefit, Payroll Clearing, and Library Funds.

**Utility Refunds-**Per City Ordinance, the Finance department collects a deposit on all new utility customers and existing utility customers with poor credit history. The deposit with calculated interest is refunded to the customer after 2 years of good payment history.

# City of Naperville

## All Funds Summary

### Report 1

Accounts Payable Check Run Date: 05/28/2009

FUND	AMOUNT	FUND CATEGORY
010 GENERAL FUND	183,250.06	OPERATING FUNDS
016 NAPER SETTLEMENT FUND	2,189.44	SPECIAL REV & AGENCY FUNDS
102 NAPERVILLE LIBRARY FUND	.00	SPECIAL REV & AGENCY FUNDS
104 BURLINGTON PARKING FUND	4,801.90	SPECIAL REV & AGENCY FUNDS
108 COMM DEVEL BLOCK GRANT	17.20	SPECIAL REV & AGENCY FUNDS
138 FED DRUG FORFEITURE FUND	159.25	SPECIAL REV & AGENCY FUNDS
139 STATE DRUG FORFEITURE FD	159.12	SPECIAL REV & AGENCY FUNDS
141 SSA #23-NAPER MAIN FUND	32,231.31	DEBT SERVICE PAYMENTS
301 CAPITAL PROJECTS FUND	66,810.49	CAPITAL PROJECT FUNDS
329 2009 G.O. BOND FUND	522,555.91	CAPITAL PROJECT FUNDS
410 ELECTRIC UTILITY FUND	337,800.35	OPERATING FUNDS
410 ELECTRIC FUND PAYMENTS	320,856.21	OPERATING FUNDS
410 UTILITY REFUNDS	16,944.14	UT REFUNDS
410 DEBT SERVICE PAYMENTS	.00	DEBT SERVICE PAYMENTS
430 WATER & WASTEWATER FUND	1,985,992.70	OPERATING FUNDS
501 INFORMATION TECHNOLOGY	21,900.00	OPERATING FUNDS
502 FLEET SERVICES FUND	56,640.86	OPERATING FUNDS
503 VEHICLE REPLACEMENT FUND	787,389.07	CAPITAL PROJECT FUNDS
611 POLICE PENSION FUND	8,000.00	SPECIAL REV & AGENCY FUNDS
612 FIREFIGHTERS' PENSION FUND	8,000.00	SPECIAL REV & AGENCY FUNDS
618 GEN TRUST & AGENCY FUND	1,069.96	SPECIAL REV & AGENCY FUNDS
623 SELF INSURED BENEFITS FND	543,263.56	SPECIAL REV & AGENCY FUNDS
802 PAYROLL CLEARING FUND	1,183,431.96	SPECIAL REV & AGENCY FUNDS
TOTAL FOR ALL FUNDS:	5,745,663.14	

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FUND	AMOUNT
OPERATING FUNDS:	2,568,639.83
SPECIAL REV & AGENCY FUNDS:	1,751,092.39
CAPITAL PROJECT FUNDS	1,376,755.47
DEBT SERVICE PAYMENTS:	32,231.31
UTILITY REFUNDS:	16,944.14
TOTAL EXPENDITURES:	5,745,663.14

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**City of Naperville**  
Expenditure Approval Listing

FY 2010

	5/19/2009 Revised Budget Balance		5/28/2009 Revised Budget Balance
	<b>\$ 367,361,791.00</b>		<b>\$ 367,361,791.00</b>

FUND	Y-T-D EXPENDITURE	REVISED BUDGET	PCT USED	FUND CATEGORY
010 GENERAL FUND	3,901,526.43	113,774,498.00	3.43 %	OPERATING FUNDS
013 ROAD AND BRIDGE FUND	.00	1,603,192.00	.00 %	CAPITAL PROJECT FUNDS
016 NAPER SETTLEMENT FUND	126,337.58	3,845,225.00	3.29 %	SPECIAL REV & AGENCY FUNDS
104 BURLINGTON PARKING FUND	1,363.98	2,516,311.00	.05 %	SPECIAL REV & AGENCY FUNDS
105 FOREIGN FIRE INSUR.TAX FD	2,514.21	161,644.00	1.56 %	SPECIAL REV & AGENCY FUNDS
108 COMM DEVEL BLOCK GRANT	182.20	491,492.00	.04 %	SPECIAL REV & AGENCY FUNDS
113 RIVERWALK COMMISSION	.00	.00	.00 %	SPECIAL REV & AGENCY FUNDS
119 FAIR SHARE ASSMNT FUND	.00	2,459,000.00	.00 %	SPECIAL REV & AGENCY FUNDS
121 S.S.A.#11 WATER STREET	.00	.00	.00 %	DEBT SERVICE PAYMENTS
129 S.S.A. #19 MAIN PLACE	.00	.00	.00 %	DEBT SERVICE PAYMENTS
130 S.S.A.20 DOWNTOWN MAINT.	.00	.00	.00 %	SPECIAL REV & AGENCY FUNDS
131 SSA #21-VAN BUREN DECK	.00	267,436.00	.00 %	DEBT SERVICE PAYMENTS
132 SHANOWER/911 MEMORIAL	.00	.00	.00 %	SPECIAL REV & AGENCY FUNDS
133 RIVERWLK MAINTENANCE FUND	.00	.00	.00 %	SPECIAL REV & AGENCY FUNDS
134 SPEC.EV.& CULTURE AMENITY	6,047.11	2,900,424.00	.21 %	SPECIAL REV & AGENCY FUNDS
135 CARILLON FUND	842.62	376,655.00	.22 %	SPECIAL REV & AGENCY FUNDS
136 S.S.A. #22-DOWNTOWN MAINT	3,269.51	2,164,931.00	.15 %	SPECIAL REV & AGENCY FUNDS
137 DUMEG FUND	.00	.00	.00 %	SPECIAL REV & AGENCY FUNDS
138 FED DRUG FORFEITURE FUND	629.57	265,000.00	.24 %	SPECIAL REV & AGENCY FUNDS
139 STATE DRUG FORFEITURE FD	282.15	75,000.00	.38 %	SPECIAL REV & AGENCY FUNDS
140 WATER TIF FUND	.00	103,000.00	.00 %	SPECIAL REV & AGENCY FUNDS
141 SSA #23-NAPER MAIN FUND	32,231.31	204,221.00	15.78 %	DEBT SERVICE PAYMENTS
142 DOWNTOWN PARKING FUND	.00	321,248.00	.00 %	DEBT SERVICE PAYMENTS
201 DEBT SERVICE FUND	.00	8,269,546.00	.00 %	DEBT SERVICE PAYMENTS
301 CAPITAL PROJECTS FUND	19,816.46	1,912,465.00	1.04 %	CAPITAL PROJECT FUNDS
324 1998 G.O. BOND FUND	.00	.00	.00 %	CAPITAL PROJECT FUNDS

FUND	Y-T-D EXPENDITURE	REVISED BUDGET	PCT USED	FUND CATEGORY
325 2001A G.O.BOND FUND	.00	.00	.00 %	CAPITAL PROJECT FUNDS
326 2003A G.O. BOND FUND	.00	.00	.00 %	CAPITAL PROJECT FUNDS
327 2005 G.O. BOND FUND	.00	.00	.00 %	CAPITAL PROJECT FUNDS
328 2008 G.O. BOND FUND	.00	.00	.00 %	CAPITAL PROJECT FUNDS
329 2009 G.O. BOND FUND	584,600.50	.00	.00 %	CAPITAL PROJECT FUNDS
410 ELECTRIC UTILITY FUND	703,574.76	139,790,432.00	.50 %	OPERATING FUNDS
411 ELEC. INFRASTR. AVAIL.FUND	.00	1,027,433.00	.00 %	OPERATING FUNDS
430 WATER & WASTEWATER FUND	1,562,097.88	45,840,730.00	3.41 %	OPERATING FUNDS
431 WATER IAC FUND	.00	702,150.00	.00 %	OPERATING FUNDS
455 TEST TRACK FUND	964.87	60,881.00	1.58 %	SPECIAL REV & AGENCY FUNDS
501 INFORMATION TECHNOLOGY	83,551.32	1,718,359.00	4.86 %	OPERATING FUNDS
502 FLEET SERVICES FUND	152,951.86	3,848,933.00	3.97 %	OPERATING FUNDS
503 VEHICLE REPLACEMENT FUND	787,389.07	1,776,300.00	44.33 %	CAPITAL PROJECT FUNDS
504 EQUIPMENT REPLACE. FUND	.00	.00	.00 %	CAPITAL PROJECT FUNDS
611 POLICE PENSION FUND	206,449.84	3,062,118.00	6.74 %	SPECIAL REV & AGENCY FUNDS
612 FIREFIGHTERS' PENSION FUND	212,139.70	3,240,838.00	6.55 %	SPECIAL REV & AGENCY FUNDS
615 MOTOR FUEL TAX FUND	.00	5,159,000.00	.00 %	CAPITAL PROJECT FUNDS
618 GEN TRUST & AGENCY FUND	.00	300,000.00	.00 %	SPECIAL REV & AGENCY FUNDS
623 SELF INSURED BENEFITS FND	860,221.03	19,123,329.00	4.50 %	SPECIAL REV & AGENCY FUNDS
802 PAYROLL CLEARING FUND	.00	.00	.00 %	SPECIAL REV & AGENCY FUNDS
TOTAL FOR ALL FUNDS:	9,248,983.96	367,361,791.00	2.52 %	

PREPARED 5/28/09, 13:19:09  
PROGRAM: GM339L8  
FISCAL YEAR: 2010

EXPENDITURE APPROVAL LIST  
ALL FUNDS EXPENDITURE VS BUDGET  
AS OF: 5/28/09

FUND	Y-T-D EXPENDITURE	REVISED BUDGET	PERCENTAGE USED
OPERATING FUNDS:	6,403,702.25	306,702,535.00	2.09 %
SPECIAL REV & AGENCY FUNDS:	1,421,244.37	41,145,848.00	3.45 %
CAPITAL PROJECT FUNDS	1,391,806.03	10,450,957.00	13.32 %
DEBT SERVICE PAYMENTS:	32,231.31	9,062,451.00	.36 %
TOTAL EXPENDITURES:	9,248,983.96	367,361,791.00	2.52 %

# City of Naperville

## Operating Funds Without Utility Refunds

### Report 2

Accounts Payable Check Run Date: 05/28/2009

VEND NO INVOICE NO	VENDOR NAME VOUCHER NO	P.O. NO	BNK CHECK/DUE DATE	ACCOUNT NO	ITEM DESCRIPTION	EXPENDITURE AMOUNT	HAND-ISSUED
0014534 CPAL	ALONZO-DEITCH, ALLISON 000892		00 05/27/2009	010-0000-127.50-00	CPAL-ALONZO	627.83	
0016022 CPAL	DIGANGI, DIANE 001217		00 05/28/2009	010-0000-127.50-00	CPAL-DIGANGI	971.99	
9000000 05/13/2009	SUSHI HOUSE 000927		00 05/27/2009	010-0000-321.10-00	DUP PYMENT LIQUOR LICENSE	2,100.00	
9000000 REFUND	LINDSEY BUCKLEY 000929		00 05/27/2009	010-0000-341.98-00	GARBAGE CART	73.00	
9000000 REFUND	PAVEL LESH 000929		00 05/27/2009	010-0000-341.98-00	GARBAGE CART	114.00	
0010704 20458926	CHICAGO TRIBUNE 000908		00 05/27/2009	010-1110-411.50-21	SUBSCRIPTION- K MILLER	91.00	
0003567 318425	PADDOCK PUBLICATIONS INC 000909		00 05/27/2009	010-1110-411.50-21	SUBSCRIPTION- KRAUSE	274.00	
0000164 5817	DUPAGE MAYORS & MANAGERS CONF 000900		00 05/27/2009	010-1110-411.50-22	DINNER-FURSTENAU & BRODHE AD	105.00	
0004105 DINNER	LEAGUE OF WOMAN VOTERS-NAPERVILLE 000890		00 05/27/2009	010-1110-411.50-22	5/27/09-FURSTENAU	25.00	
0010267 13935	THOMPSON, ROSENTHAL & WATTS LLP PI0872 100205		00 05/01/2009	010-1117-411.35-01	LEGAL SERVICES	3,770.00	
0000050 16961	THEODORE POLYGRAPH SERVICE INC PI0829 100231		00 05/28/2009	010-1117-411.35-09	TESTING SERVICES	375.00	
0000050 16931	THEODORE POLYGRAPH SERVICE INC PI0843 100231		00 04/23/2009	010-1117-411.35-09	TESTING SERVICES	250.00	
0013843 3/17-4/29	NUSGART, CATHY J 000888		00 05/27/2009	010-1210-412.35-01	OUTSIDE PROSECUTION	315.00	
0014871 827	GOVERNMENT AFFAIRS SPECIALISTS INC PI0908 090686		00 05/01/2009	010-1310-413.35-09	PROFESSIONAL SERVICES	5,000.00	
0002148 ILCMA DUES 09	I L C M A 001199		00 05/27/2009	010-1310-413.50-21	DUES - KRIEGER/MARSHALL	522.65	
0014056 9544	JUST SAFETY LTD PI0802 090256		00 05/25/2009	010-1310-413.60-63	FIRST AID & SAFETY EQUIP.	25.65	
0001244	BURKHALTER, TIMOTHY E						

VEND NO INVOICE NO	VENDOR NAME VOUCHER NO	P.O. NO	BNK	CHECK/DUE DATE	ACCOUNT NO	ITEM DESCRIPTION	EXPENDITURE AMOUNT	HAND-ISSUED
PETTY CSH 5/27	000684		00	05/20/2009	010-1310-413.60-74	DISH SOAP	4.19	
0015230 SPRING 2009	CHAMBERLAIN, BRIAN 000894		00	05/27/2009	010-1410-414.20-23	TUITION REIMBURSEMENT	1,500.00	
0013787 SPRING 2009	DI SANTO, DANIEL 000893		00	05/27/2009	010-1410-414.20-23	TUITION REIMBURSEMENT	1,500.00	
0001244 PETTY CSH 5/27	BURKHALTER, TIMOTHY E 000682		00	05/20/2009	010-1410-414.50-24	MILEAGE COBRA SEMINAR	39.05	
0001244 PETTY CSH 5/27	BURKHALTER, TIMOTHY E 000686		00	05/20/2009	010-1410-414.50-24	MILEAGE/PARKING	44.18	
0005014 REIMBURSEMENT	YEH, CHIEN-CHIEN 000895		00	05/27/2009	010-1510-415.50-22	SUNGARD CONF 5/11-5/15/09	302.00	
0001935 36227	UNITED OFFICE SYSTEMS PI0844 100293		00	04/01/2009	010-1511-415.40-35	OFFICE MACHINES & ACCESS	82.48	
0001375 0000626452199	UNITED PARCEL SERVICES 001194		00	05/27/2009	010-1511-415.50-51	SHIPPING SERVICES	74.25	
0001375 0000626452179	UNITED PARCEL SERVICES 001195		00	05/27/2009	010-1511-415.50-51	SHIPPING SERVICES	29.70	
0001375 0000626452189	UNITED PARCEL SERVICES 001196		00	05/27/2009	010-1511-415.50-51	SHIPPING SERVICES	79.85	
0001248 866021	PITNEY BOWES INC PI0821 100114		00	05/09/2009	010-1513-415.40-35	EQUIPMENT REPAIR SERVICE	410.80	
0010522 069575225	CHICAGO TRIBUNE 2000 5/09 PI0830 100298		00	05/17/2009	010-1513-415.50-25	ADVERTISING	213.50	
0010522 069575225	CHICAGO TRIBUNE 2000 PI0873 100298		00	05/10/2009	010-1513-415.50-25	ADVERTISING	89.00	
0012972 090402	RICKMAN CONTRACT SERVICES PI0853 090069		00	05/11/2009	010-1518-415.30-29	METERS	46,284.50	
0009787 11840	PRIORITY COMPUTER SERVICES INC PI0862 100054		00	05/28/2009	010-1610-581.40-35	COMPUTER EQUIPMENT	65.00	
0001244 PETTY CSH 5/27	BURKHALTER, TIMOTHY E 000685		00	05/20/2009	010-1610-581.50-22	COFFEE	9.79	
0005040 REIMBURSEMENT	LO, LI LIN 000930		00	05/27/2009	010-1610-581.50-22	SUNGARD PUBLIC SECTOR CON F	14.00	

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VEND NO INVOICE NO	VENDOR NAME VOUCHER NO	P.O. NO	BNK	CHECK/DUE DATE	ACCOUNT NO	ITEM DESCRIPTION	EXPENDITURE AMOUNT	HAND-ISSUED
0004530	VOILAND, DANIEL							
TRAVEL REIMB	000929		00	05/27/2009	010-1610-581.50-22	5/11-5/15 LAS VEGAS	694.35	
0009304	YANG, SUE-WOAN							
REIMBURSEMENT	000930		00	05/27/2009	010-1610-581.50-22	SUNGARD PUBLIC SECTOR CON F	14.00	
0001244	BURKHALTER, TIMOTHY E							
PETTY CSH	5/27 000687		00	05/20/2009	010-1610-581.60-74	CLOROX WIPES	5.49	
0002505	AT&T							
019 228	8616 00PI0863	100120	00	05/19/2009	010-1612-581.50-41	COMMUNICATIONS SERVICES	230.73	
0016031	AT&T - CONVERGENT BILL							
365009343804	PI0842 100146	00	04/20/2009	010-1612-581.50-41	COMMUNICATIONS SERVICES	21,635.98		
0014928	INNOVATIVE BUSINESSES & SERVICE INC							
PO090353N-0905	PI0820 100077	00	05/11/2009	010-1612-581.50-41	COMMUNICATIONS SERVICES	196.00		
0009804	EGAN, MATTHEW W							
REIMBURSEMENT	000889		00	05/27/2009	010-2120-421.50-22	MEALS-CLASS 5/4-5/6/09	24.44	
0002683	MASON, PATRICIA							
REIMBURSEMENT	000910		00	05/27/2009	010-2120-421.50-22	LEAP ANNUAL SPRING TRAINI NG	18.51	
0012878	MOEHRING, BRENDAN							
MEAL REIMB	001199		00	05/27/2009	010-2120-421.50-22	SEMINAR 5/4-5/6 OAK LAWN	17.98	
0014178	WILLIAMS, MICHAUS L							
REIMBURSEMENT	000913		00	05/27/2009	010-2120-421.50-22	MILEAGE 5/12-5/15/09	118.80	
9000000	HAMPTON INN CHAMPAIGN/URBANA							
ADV PAY HOTEL	001199		00	05/27/2009	010-2120-421.50-23	CONF 82217333 - M SON	438.45	
0015957	LEVANDOWSKI, EDWARD							
TRAVEL REIMB	000929		00	05/27/2009	010-2120-421.50-23	5/3-5/8 CHAMPAIGN, IL	187.00	
0006588	SHERWIN, CHRISTOPHER A							
TRAVEL REIMB	000929		00	05/27/2009	010-2120-421.50-23	6/21-6/27 NORTHBROOK, IL	400.00	
0000987	FEDERAL EXPRESS INC							
9-191-32218	001206		00	05/28/2009	010-2120-421.50-51	SHIPPING CHARGES	32.88	
0000987	FEDERAL EXPRESS INC							
9-191-32218	001208		00	05/28/2009	010-2120-421.50-51	SHIPPING CHARGES	31.16	
0000987	FEDERAL EXPRESS INC							
9-191-32218	001209		00	05/28/2009	010-2120-421.50-51	SHIPPING CHARGES	15.40	
0000987	FEDERAL EXPRESS INC							

VEND NO INVOICE NO	VENDOR NAME VOUCHER NO	P.O. NO	BNK CHECK/DUE DATE	ACCOUNT NO	ITEM DESCRIPTION	EXPENDITURE AMOUNT	HAND-ISSUED
9-191-32218	001210		00 05/28/2009	010-2120-421.50-51	SHIPPING CHARGES	19.40	
0000987 9-191-32218	FEDERAL EXPRESS INC 001211		00 05/28/2009	010-2120-421.50-51	SHIPPING CHARGES	19.40	
0000987 9-191-32218	FEDERAL EXPRESS INC 001212		00 05/28/2009	010-2120-421.50-51	SHIPPING CHARGES	15.40	
0000987 9-191-32218	FEDERAL EXPRESS INC 001213		00 05/28/2009	010-2120-421.50-51	SHIPPING CHARGES	19.40	
0002212 20090522	ILLINOIS FRATERNAL PR0522		00 05/22/2009	010-2130-421.10-01	PAYROLL SUMMARY	87.70	
0000491 10640	ILLINOIS FIRE INSPECTORS 000918		00 05/27/2009	010-2210-422.50-22	IFIA MINI-SEMINAR 5/15/09	50.00	
0004348 9172007	EDWARD HOSPITAL 000923		00 05/27/2009	010-2210-422.60-63	HEALTHCARE PROV CARDS	45.00	
0004348 9252007	EDWARD HOSPITAL 000924		00 05/27/2009	010-2210-422.60-63	HEALTHCARE PROV CARDS	241.00	
0000254 166495	AURORA TRI-STATE FIRE 000921		00 05/27/2009	010-2220-422.40-35	CARTRIDGE EXCHANGE	36.50	
0012945 11088	MIDWEST AIR PRO INC 000920		00 05/27/2009	010-2220-422.40-35	SVC CALLS/LABR BLAST GATE	375.00	
0008364 05/17/2009	FIRE INVESTIGATORS 000919		00 05/27/2009	010-2220-422.50-23	SEMINAR FEE-D FERRERI	30.00	
0004128 147755	CHICAGO METROPOLITAN FIRE PI0827 100181		00 05/22/2009	010-2230-422.35-09	FIRE PROTECTION EQUIP/SUP	86.00	
0004128 147756	CHICAGO METROPOLITAN FIRE PI0828 100181		00 05/24/2009	010-2230-422.35-09	FIRE PROTECTION EQUIP/SUP	206.56	
0004128 147195	CHICAGO METROPOLITAN FIRE PI0831 090058		00 04/30/2009	010-2230-422.35-09	FIRE PROTECTION EQUIP/SUP	630.00	
0004128 147235	CHICAGO METROPOLITAN FIRE PI0832 090058		00 04/30/2009	010-2230-422.35-09	FIRE PROTECTION EQUIP/SUP	31.50	
0004128 148120	CHICAGO METROPOLITAN FIRE PI0864 100181		00 05/28/2009	010-2230-422.35-09	FIRE PROTECTION EQUIP/SUP	750.50	
0004128 148121	CHICAGO METROPOLITAN FIRE PI0865 100181		00 05/28/2009	010-2230-422.35-09	FIRE PROTECTION EQUIP/SUP	1,033.50	
0015670	PROMOS 911						

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1361	000898		00	05/27/2009	010-2230-422.60-63	PUBLIC EDUCATION SUPPLIES	896.52	
0014502 TRAVEL REIMB	PERSON, BRUCE D 000929		00	05/27/2009	010-3110-419.50-22	5/14-5/15 SPRINGFIELD, IL	196.58	
0001244 5/28/09	BURKHALTER, TIMOTHY E 001215		00	05/28/2009	010-3110-419.60-63	SBOC-LUNCH	15.00	
0014056 9545	JUST SAFETY LTD PI0854 090256		00	05/28/2009	010-3110-419.60-63	FIRST AID & SAFETY EQUIP.	29.20	
0014825 09-1193	THOMPSON ELEVATOR INSPECTION SERVS PI0866 100204		00	05/01/2009	010-3120-419.30-29	PROFESSIONAL SERVICES	102.00	
0014825 09-1213	THOMPSON ELEVATOR INSPECTION SERVS PI0867 100204		00	05/01/2009	010-3120-419.30-29	PROFESSIONAL SERVICES	714.00	
0014825 09-1301	THOMPSON ELEVATOR INSPECTION SERVS PI0868 100204		00	05/04/2009	010-3120-419.30-29	PROFESSIONAL SERVICES	986.00	
0014825 09-1359	THOMPSON ELEVATOR INSPECTION SERVS PI0869 100204		00	05/11/2009	010-3120-419.30-29	PROFESSIONAL SERVICES	100.00	
0014825 09-1360	THOMPSON ELEVATOR INSPECTION SERVS PI0870 100204		00	05/11/2009	010-3120-419.30-29	PROFESSIONAL SERVICES	662.00	
0014825 09-1388	THOMPSON ELEVATOR INSPECTION SERVS PI0871 100204		00	05/12/2009	010-3120-419.30-29	PROFESSIONAL SERVICES	50.00	
0000565 8	METRO TRANSPORTATION GROUP INC PI0376 090802		00	05/27/2009	010-3130-419.35-09	PROFESSIONAL SERVICES	2,273.76	
0000565 8	METRO TRANSPORTATION GROUP INC PI0377 090802		00	05/27/2009	010-3130-419.35-09	PROFESSIONAL SERVICES	416.81	
0008514 260907.24	ENGINEERING RESOURCE ASSOCIATES PI0370 090613		00	05/27/2009	010-3203-452.35-04	PROFESSIONAL SERVICES	989.15	
0014966 5097773	GROOT INDUSTRIES 000891		00	05/27/2009	010-4220-431.40-43	GARBAGE PICKUP	172.14	
0005616 61461628	LABOR READY MIDWEST INC PI0800 090231		00	05/11/2009	010-4230-431.30-29	PROFESSIONAL SERVICES	1,240.80	
0014719 1044	ST AUBIN NURSERY & LANDSCAPE INC PI0761 090996		00	05/10/2009	010-4230-431.30-29	NURSERY STOCK & SUPPLIES	24,019.00	
0006907 SI186311	THE CARE OF TREES PI0804 091836		00	05/11/2009	010-4230-431.30-29	GROUNDS & PARK SERVICES	8,125.00	
9000012	MARK GOLDSHER							

VEND NO INVOICE NO	VENDOR NAME VOUCHER NO	P.O. NO	BNK	CHECK/DUE DATE	ACCOUNT NO	ITEM DESCRIPTION	EXPENDITURE AMOUNT	HAND-ISSUED
REIMBURSEMENT	000928		00	05/27/2009	010-4230-431.40-34	DAMAGE TO MAILBOX	75.00	
9000012 REIMBURSEMENT	STEVEN MEITZ 000929		00	05/27/2009	010-4230-431.40-34	DAMAGE TO MAILBOX	75.00	
0009370 2518482	CARGILL INC SALT DIV PI0826 100168		00	05/16/2009	010-4230-431.60-66	MATERIALS, ROAD & HIWAY	19,386.83	
0014719 1044	ST AUBIN NURSERY & LANDSCAPE INC PI0762 090996		00	05/10/2009	010-4230-431.60-75	NURSERY STOCK & SUPPLIES	24,019.00	
0007499 48401	PACE SUBURBAN BUS PI0064 090806		00	05/24/2009	010-4710-431.30-29	CONTRIBUTIONS	459.10	
0000565 8	METRO TRANSPORTATION GROUP INC PI0378 090802		00	05/27/2009	010-4710-431.35-03	PROFESSIONAL SERVICES	1,111.78	
0007499 48401	PACE SUBURBAN BUS PI0065 090806		00	05/24/2009	010-4710-431.35-03	CONTRIBUTIONS	1,496.18	
0008461 640717	MEADE ELECTRIC COMPANY PI0841 100078		00	04/28/2009	010-4710-431.40-34	EQUIPMENT REPAIR SERVICE	2,490.00	
0009583 57230-54069	COMED PI0573 090405		00	05/24/2009	010-4710-431.60-42	PROFESSIONAL SERVICES	28.77	
TOTAL FOR GENERAL FUND							183,250.06	
0000235 1196626-00	HUGHES UTILITIES LTD PI0776		00	05/13/2009	410-0000-141.00-00	METERS PO NUM 092167	615.78	
0013128 5414433	REED CITY POWER LINE SUPPLY PI0771		00	05/11/2009	410-0000-141.00-00	CONNECTORS, ELECTRICAL PO NUM 010023	186.60	
0013128 5414490	REED CITY POWER LINE SUPPLY PI0772		00	05/11/2009	410-0000-141.00-00	CONNECTORS, ELECTRICAL PO NUM 010023	265.00	
0013128 5415499	REED CITY POWER LINE SUPPLY PI0773		00	05/28/2009	410-0000-141.00-00	CONNECTORS, ELECTRICAL PO NUM 091944	698.00	
0013128 5415178	REED CITY POWER LINE SUPPLY PI0847		00	05/13/2009	410-0000-141.00-00	CONNECTORS, ELECTRICAL PO NUM 010023	85.50	
0002608 3004536	UNIVERSAL UTILITY SUPPLY CO PI0774		00	05/19/2009	410-0000-141.00-00	CONDUIT & ACCESSORIES	361.60	

VEND NO INVOICE NO	VENDOR NAME VOUCHER NO	P.O. NO	BNK CHECK/DUE DATE	ACCOUNT NO	ITEM DESCRIPTION	EXPENDITURE AMOUNT	HAND-ISSUED
					PO NUM 092012		
0002608 3004487	UNIVERSAL UTILITY PI0775	SUPPLY CO	00 05/13/2009	410-0000-141.00-00	CONDUIT & ACCESSORIES PO NUM 092164	7,020.00	
0002608 3004486	UNIVERSAL UTILITY PI0785	SUPPLY CO	00 05/13/2009	410-0000-141.00-00	CONDUIT & ACCESSORIES PO NUM 100152	7,020.00	
0002608 3004500	UNIVERSAL UTILITY PI0848	SUPPLY CO	00 05/14/2009	410-0000-141.00-00	UNDERGROUND HARDWARE PO NUM 100030	1,896.00	
0002608 3004500	UNIVERSAL UTILITY PI0849	SUPPLY CO	00 05/14/2009	410-0000-141.00-00	WATER DISTRIBUTION PO NUM 100030	379.20	
0002608 3004503	UNIVERSAL UTILITY PI0850	SUPPLY CO	00 05/14/2009	410-0000-141.00-00	POLE LINE HARDWARE PO NUM 100061	388.75	
0002608 3004499	UNIVERSAL UTILITY PI0851	SUPPLY CO	00 05/14/2009	410-0000-141.00-00	WATER DISTRIBUTION PO NUM 100081	379.20	
0002608 3004502	UNIVERSAL UTILITY PI0852	SUPPLY CO	00 05/14/2009	410-0000-141.00-00	POLE LINE HARDWARE PO NUM 100082	1,071.00	
0000163 288202	WESCO DISTRIBUTION PI0766	INC	00 05/08/2009	410-0000-141.00-00	TOOLS, HAND PO NUM 010002	61.58	
0000163 288205	WESCO DISTRIBUTION PI0767	INC	00 05/08/2009	410-0000-141.00-00	FUEL,OIL,GREASE, & LUBES PO NUM 010002	287.87	
0000163 288205	WESCO DISTRIBUTION PI0768	INC	00 05/08/2009	410-0000-141.00-00	TOOLS, HAND PO NUM 010002	142.37	
0000163 288167	WESCO DISTRIBUTION PI0777	INC	00 05/08/2009	410-0000-141.00-00	SAFETY EQUIPMENT PO NUM 100042	307.72	
0000163 288802	WESCO DISTRIBUTION PI0778	INC	00 05/11/2009	410-0000-141.00-00	UNDERGROUND HARDWARE PO NUM 100063	173.46	
0000163	WESCO DISTRIBUTION	INC					

VEND NO INVOICE NO	VENDOR NAME VOUCHER NO	P.O. NO	BNK CHECK/DUE DATE	ACCOUNT NO	ITEM DESCRIPTION	EXPENDITURE AMOUNT	HAND-ISSUED
289582	PI0779		00 05/13/2009	410-0000-141.00-00	UNDERGROUND HARDWARE PO NUM 100063	350.84	
0000163 290345	WESCO DISTRIBUTION PI0780	INC	00 05/15/2009	410-0000-141.00-00	CONDUIT & ACCESSORIES PO NUM 100122	496.97	
0000163 289546	WESCO DISTRIBUTION PI0784	INC	00 05/13/2009	410-0000-141.00-00	POLE LINE HARDWARE PO NUM 100150	514.50	
0005506 TRAVEL REIMB	CURRAN, MARK 000929		00 05/27/2009	410-3310-533.50-22	5/12-5/13 EAST PEORIA, IL	48.75	
0002700 TRAVEL REIMB	POOLE, ALLAN L 000929		00 05/27/2009	410-3310-533.50-22	5/12-5/13 EAST PEORIA, IL	48.75	
0014613 081 0543746	UNIFIRST CORPORATION PI0858 090979		00 05/15/2009	410-3320-533.50-37	CLOTHING	696.43	
0014613 081 0545026	UNIFIRST CORPORATION PI0859 090979		00 05/22/2009	410-3320-533.50-37	CLOTHING	696.43	
0014613 081 0546293	UNIFIRST CORPORATION PI0860 090979		00 05/28/2009	410-3320-533.50-37	CLOTHING	685.98	
0001244 5/28/09	BURKHALTER, TIMOTHY E 001215		00 05/28/2009	410-3331-533.50-22	IEEE TECH	15.00	
0013829 61L10509	ASPLUNDH TREE EXPERT CO PI0790 072051		00 05/25/2009	410-3341-533.40-34	GROUNDS & PARK SERVICES	3,991.51	
0013829 61L10609	ASPLUNDH TREE EXPERT CO PI0791 072051		00 05/25/2009	410-3341-533.40-34	GROUNDS & PARK SERVICES	3,968.22	
0013829 61L10709	ASPLUNDH TREE EXPERT CO PI0792 072051		00 05/25/2009	410-3341-533.40-34	GROUNDS & PARK SERVICES	4,193.62	
0013829 61L10809	ASPLUNDH TREE EXPERT CO PI0793 072051		00 05/25/2009	410-3341-533.40-34	GROUNDS & PARK SERVICES	4,493.54	
0013829 63L10409	ASPLUNDH TREE EXPERT CO PI0794 072051		00 05/25/2009	410-3341-533.40-34	GROUNDS & PARK SERVICES	1,653.46	
0013829 61U98309	ASPLUNDH TREE EXPERT CO PI0874 072051		00 05/28/2009	410-3341-533.40-34	GROUNDS & PARK SERVICES	1,518.48	
0013829 61U98409	ASPLUNDH TREE EXPERT CO PI0875 072051		00 05/28/2009	410-3341-533.40-34	GROUNDS & PARK SERVICES	4,098.78	
0013829	ASPLUNDH TREE EXPERT CO						

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61U98509	PI0876	072051	00	05/28/2009	410-3341-533.40-34	GROUNDS & PARK SERVICES	2,948.61	
0013829 61U98609	ASPLUNDH TREE EXPERT CO PI0877	072051	00	05/28/2009	410-3341-533.40-34	GROUNDS & PARK SERVICES	4,279.20	
0013829 61U98709	ASPLUNDH TREE EXPERT CO PI0878	072051	00	05/28/2009	410-3341-533.40-34	GROUNDS & PARK SERVICES	3,636.72	
0007904 17398	PEZZA LANDSCAPE INC PI0895	090089	00	05/06/2009	410-3342-533.40-40	CONSTRUCTION	4,615.65	
0003573 282673.1.1	ELECTROMARK 000914		00	05/27/2009	410-3342-533.60-63	NUMBERS USED FOR ID ON EL ECTRIC EQP.	1,013.99	
0000670 1/199570	HI-LINE UTILITY SUPPLY CO PI0045	090286	00	05/27/2009	410-3342-533.60-63	TOOLS, HAND	2,477.96	
0003658 380011	VULCAN MATERIALS CO PI0861	091071	00	05/14/2009	410-3342-533.60-63	MATERIALS, ROAD & HIWAY	298.01	
0000987 9-191-32218	FEDERAL EXPRESS INC 001207		00	05/28/2009	410-3351-533.50-51	SHIPPING CHARGES	34.68	
0014056 9548	JUST SAFETY LTD PI0803	090256	00	05/28/2009	410-3351-533.60-63	FIRST AID & SAFETY EQUIP.	88.25	
0013949 REIMBURSEMENT	KWEDER, KENNETH E 000897		00	05/27/2009	410-3352-533.50-22	ACS USERS GROUP	876.27	
0015604 12561	GRANICUS INC PI0856	090538	00	05/25/2009	410-3390-533.70-85	COMPUTER EQUIPMENT	549.69	
0000461 13828	BOLLINGER, LACH & ASSOC INC PI0837	091804	00	04/30/2009	410-3390-533.70-89	PROFESSIONAL SERVICES	9,075.00	
0005379 072300200	CRAWFORD MURPHY & TILLY INC PI0889	081291	00	05/28/2009	410-3390-533.70-89	PUBLIC WORKS/RELATED SERV	10,921.92	
0011549 1298	DUPAGE COUNTY DIVISION OF PI0788	061069	00	05/05/2009	410-3390-533.70-89	PROFESSIONAL SERVICES	207,740.16	
0008789 102743	ILLINOIS DEPARTMENT OF PI0902	092204	00	05/01/2009	410-3390-533.70-89	CONSTRUCTION	4,639.20	
0008789 102743	ILLINOIS DEPARTMENT OF PI0903	092204	00	05/01/2009	410-3390-533.70-89	CONSTRUCTION	4,639.20	
0008789 102743	ILLINOIS DEPARTMENT OF PI0904	092204	00	05/01/2009	410-3390-533.70-89	CONSTRUCTION	4,639.20	
0008789	ILLINOIS DEPARTMENT OF							

VEND NO INVOICE NO	VENDOR NAME VOUCHER NO	P.O. NO	BNK	CHECK/DUE DATE	ACCOUNT NO	ITEM DESCRIPTION	EXPENDITURE AMOUNT	HAND-ISSUED
102743	PI0905	092204	00	05/01/2009	410-3390-533.70-89	CONSTRUCTION	4,639.20	
0008789 102743	ILLINOIS DEPARTMENT OF PI0906	092204	00	05/01/2009	410-3390-533.70-89	CONSTRUCTION	4,639.20	
0003658 371202	VULCAN MATERIALS CO PI0833	091071	00	04/16/2009	410-3390-533.70-89	MATERIALS, ROAD & HIWAY	293.21	
TOTAL FOR ELECTRIC UTILITY FUND							320,856.21	
0000325 0214519	WATER PRODUCTS CO PI0769		00	05/01/2009	430-0000-141.00-00	WATER DISTRIBUTION PO NUM 010011	373.50	
0000325 0214566	WATER PRODUCTS CO PI0770		00	05/05/2009	430-0000-141.00-00	WATER DISTRIBUTION PO NUM 010011	675.00	
0000325 0214649	WATER PRODUCTS CO PI0781		00	05/11/2009	430-0000-141.00-00	WATER DISTRIBUTION PO NUM 100141	2,399.76	
0000325 0214679	WATER PRODUCTS CO PI0782		00	05/12/2009	430-0000-141.00-00	WATER DISTRIBUTION PO NUM 100141	660.96	
0000325 0214680	WATER PRODUCTS CO PI0783		00	05/12/2009	430-0000-141.00-00	WATER DISTRIBUTION PO NUM 100149	354.24	
9000000 05/12/2009	CRESS CREEK COMMONS HOMEOWNERS ASSN 001198		00	05/27/2009	430-0000-345.22-00	WASTEWATER REFUND FILL/DRAIN POOL TO POND	259.41	
0015604 12561	GRANICUS INC PI0857	090538	00	05/25/2009	430-3490-537.70-85	COMPUTER EQUIPMENT	549.69	
0005379 072300200	CRAWFORD MURPHY & TILLY INC PI0890	081291	00	05/28/2009	430-3490-537.70-89	CONSTRUCTION	10,753.70	
0014490 20090555-2	DAHME MECHANICAL INDUSTRIES INC PI0835	091318	00	05/06/2009	430-3490-537.70-89	CONSTRUCTION	43,500.00	
0011549 1298	DUPAGE COUNTY DIVISION OF PI0789	071879	00	05/05/2009	430-3490-537.70-89	BUILDING MATERIALS	128,264.07	
0008789 102743	ILLINOIS DEPARTMENT OF PI0900	092201	00	05/01/2009	430-3490-537.70-89	CONSTRUCTION	2,064.00	
0008789	ILLINOIS DEPARTMENT OF							

VEND NO INVOICE NO	VENDOR NAME VOUCHER NO	P.O. NO	BNK	CHECK/DUE DATE	ACCOUNT NO	ITEM DESCRIPTION	EXPENDITURE AMOUNT	HAND-ISSUED
102743	PI0901	092201	00	05/01/2009	430-3490-537.70-89	CONSTRUCTION	2,580.00	
0006435 13126	JOSEPH J HENDERSON & SON INC PI0836	091557	00	04/22/2009	430-3490-537.70-89	CONSTRUCTION	1,166,387.81	
0000210 50-07-21-1000	NICOR GAS 5001197		00	05/27/2009	430-3811-537.60-44	2928586	1.04	
0000210 68-30-11-1000	NICOR GAS 0001198		00	05/27/2009	430-3811-537.60-44	2899919	3.41	
0000666 8224	DUPAGE WATER COMMISSION PI0192	090323	00	05/27/2009	430-3811-537.60-75	PURCHASE WATER	609,771.76	
0000593 29126	C L C LUBRICANTS PI0683	092038	00	05/27/2009	430-3813-537.60-61	LUBE, OIL, GREASE & ACCES	6,642.75	
0001244 5/28/09	BURKHALTER, TIMOTHY E 001215		00	05/28/2009	430-3910-537.50-24	TOLLS	5.60	
9000011 05/15/2009	CASEY PIPER 000926		00	05/27/2009	430-3912-537.40-34	SAN SEWER REIMBURSEMENT	3,200.00	
9000011 REIMBURSEMENT	MARK DENNEY 000896		00	05/27/2009	430-3912-537.40-34	100% SANITARY SEWER SERVI CE	6,880.00	
0007904 17398	PEZZA LANDSCAPE INC PI0896	090089	00	05/06/2009	430-3913-537.40-40	CONSTRUCTION	666.00	
TOTAL FOR WATER & WASTEWATER FUND							1,985,992.70	
0015233 62-090501	WEBQA INC PI0819	100076	00	05/11/2009	501-1611-581.30-29	COMPUTER EQUIPMENT	21,900.00	
TOTAL FOR INFORMATION TECHNOLOGY							21,900.00	
0014385 25-04-2009	BILL'S CAR WASH PI0787	010020	00	05/12/2009	502-4610-582.40-34	VEHICLE MAINTENANCE ITEMS	245.50	
0007669 908048	BRIGHTON CAR WASH & DETAIL CTR PI0807	100036	00	05/05/2009	502-4610-582.40-34	VEHICLE MAINTENANCE ITEMS	1,280.80	
0000426 144216	CHARLES EQUIPMENT CO PI0801	090255	00	05/23/2009	502-4610-582.40-34	VEHICLE MAINTENANCE ITEMS	470.06	
0000082 20910	NAPERVILLE TOWING SERVICE INC PI0808	100039	00	05/06/2009	502-4610-582.40-34	TOWING SERVICES	280.00	
0015996	WORLD PREMIER SERVICES							

VEND NO INVOICE NO	VENDOR NAME VOUCHER NO	P.O. NO	BNK	CHECK/DUE DATE	ACCOUNT NO	ITEM DESCRIPTION	EXPENDITURE AMOUNT	HAND-ISSUED
200410	PI0839	092124	00	04/15/2009	502-4610-582.40-34	VEHICLE REPAIR SERVICES	3,800.00	
0012948 3106140	FEECE OIL COMPANY PI0796	082351	00	05/11/2009	502-4610-582.60-61	FUEL,OIL,GREASE, & LUBES	2,964.28	
0012948 3106141	FEECE OIL COMPANY PI0797	082351	00	05/11/2009	502-4610-582.60-61	FUEL,OIL,GREASE, & LUBES	1,391.41	
0012948 3107049	FEECE OIL COMPANY PI0798	082351	00	05/22/2009	502-4610-582.60-61	FUEL,OIL,GREASE, & LUBES	1,955.70	
0012948 3107050	FEECE OIL COMPANY PI0799	082351	00	05/22/2009	502-4610-582.60-61	FUEL,OIL,GREASE, & LUBES	1,073.40	
0000189 484852	PARENT PETROLEUM PI0891	081401	00	05/16/2009	502-4610-582.60-61	FUEL,OIL,GREASE, & LUBES	15,609.75	
0000189 485425	PARENT PETROLEUM PI0892	081401	00	05/18/2009	502-4610-582.60-61	FUEL,OIL,GREASE, & LUBES	11,562.49	
0000189 485648	PARENT PETROLEUM PI0893	081401	00	05/22/2009	502-4610-582.60-61	FUEL,OIL,GREASE, & LUBES	11,710.85	
0014949 96819-00	BAUER BUILT INC PI0786	010019	00	05/21/2009	502-4610-582.60-73	TIRES AND TUBES	1,543.40	
0000580 5015778 1	FAIR OAKS FORD INC PI0818	100072	00	05/28/2009	502-4610-582.60-73	VEHICLE MAINTENANCE ITEMS	123.22	
0012310 369258	FOX VALLEY FORD PI0822	100131	00	05/16/2009	502-4610-582.60-73	VEHICLE MAINTENANCE ITEMS	199.60	
0012310 369370	FOX VALLEY FORD PI0823	100131	00	05/19/2009	502-4610-582.60-73	VEHICLE MAINTENANCE ITEMS	119.80	
0005361 124247	JUST TIRES PI0809	100047	00	05/18/2009	502-4610-582.60-73	VEHICLE MAINTENANCE ITEMS	248.28	
0005361 124360	JUST TIRES PI0810	100047	00	05/24/2009	502-4610-582.60-73	VEHICLE MAINTENANCE ITEMS	276.88	
0015537 62-018446	MOTIVE PARTS COMPANY PI0811	100049	00	05/15/2009	502-4610-582.60-73	VEHICLE MAINTENANCE ITEMS	440.88	
0015537 50-087879	MOTIVE PARTS COMPANY PI0812	100049	00	05/16/2009	502-4610-582.60-73	VEHICLE MAINTENANCE ITEMS	9.44	
0015537 62-018512	MOTIVE PARTS COMPANY PI0813	100049	00	05/16/2009	502-4610-582.60-73	VEHICLE MAINTENANCE ITEMS	472.69	
0015537	MOTIVE PARTS COMPANY							

VEND NO INVOICE NO	VENDOR NAME VOUCHER NO	P.O. NO	BNK	CHECK/DUE DATE	ACCOUNT NO	ITEM DESCRIPTION	EXPENDITURE AMOUNT	HAND-ISSUED
61-056740	PI0814	100049	00	05/22/2009	502-4610-582.60-73	VEHICLE MAINTENANCE ITEMS	444.64	
0015537 62-018930	MOTIVE PARTS COMPANY PI0815	100049	00	05/23/2009	502-4610-582.60-73	VEHICLE MAINTENANCE ITEMS	159.12	
0015537 62-018977	MOTIVE PARTS COMPANY PI0816	100049	00	05/24/2009	502-4610-582.60-73	VEHICLE MAINTENANCE ITEMS	40.72	
0015537 62-018998	MOTIVE PARTS COMPANY PI0817	100049	00	05/24/2009	502-4610-582.60-73	VEHICLE MAINTENANCE ITEMS	152.69	
0003507 C46687	STANDARD EQUIPMENT CO PI0824	100132	00	05/22/2009	502-4610-582.60-73	EQUIPMENT REPAIR PARTS	138.26	
0001590 425512	TREDROC TIRE SERVICE PI2875	090344	00	03/27/2009	502-4610-582.60-73	TIRES AND TUBES	235.00-	
0001590 427611	TREDROC TIRE SERVICE PI0680	090344	00	05/07/2009	502-4610-582.60-73	TIRES AND TUBES	150.00-	
0001074 05/06/2009	ILLINOIS, STATE OF, 001198	CK	GRP-B	00 05/27/2009	502-4610-582.90-39	CONF PLATE RENEWALS UNIT 120	78.00	
0001074 05/06/2009	ILLINOIS, STATE OF, 001198	CK	GRP-B	00 05/27/2009	502-4610-582.90-39	CONF PLATE RENEWALS UNIT 126	78.00	
0001074 05/06/2009	ILLINOIS, STATE OF, 001198	CK	GRP-B	00 05/27/2009	502-4610-582.90-39	CONF PLATE RENEWALS UNIT 134	78.00	
0001074 05/06/2009	ILLINOIS, STATE OF, 001198	CK	GRP-B	00 05/27/2009	502-4610-582.90-39	CONF PLATE RENEWALS UNIT 138	78.00	
TOTAL FOR FLEET SERVICES FUND							56,640.86	
TOTAL FOR OPERATING FUNDS							2,568,639.83	

# City of Naperville

## Capital Projects Funds

### Report 3

Accounts Payable Check Run Date: 05/28/2009

VEND NO INVOICE NO	VENDOR NAME VOUCHER NO	P.O. NO	BNK	CHECK/DUE DATE	ACCOUNT NO	ITEM DESCRIPTION	EXPENDITURE AMOUNT	HAND-ISSUED
-----								
CAPITAL PROJECTS FUND								
-----								
0013164 9241-L	GENESIS IMAGING LLC PI0840	100053	00	04/30/2009	301-1610-581.70-90	COMPUTER EQUIPMENT	1,968.75	
0015604 12561	GRANICUS INC PI0855	090538	00	05/25/2009	301-1610-581.70-90	COMPUTER EQUIPMENT	1,099.39	
0014719 1044	ST AUBIN NURSERY & LANDSCAPE INC PI0763	090996	00	05/10/2009	301-4130-431.70-89	NURSERY STOCK & SUPPLIES	24,020.00	
0007298 15595	H & H ELECTRIC CO INC PI0381	090874	00	05/27/2009	301-4710-431.70-89	TRAFFIC CONTROL	17,980.14	
0007298 15595	H & H ELECTRIC CO INC PI0382	090874	00	05/27/2009	301-4710-431.70-89	EQUIPMENT REPAIR SERVICE	3,363.19	
0007298 15595	H & H ELECTRIC CO INC PI0383	090874	00	05/27/2009	301-4710-431.70-89	TRAFFIC SIGNAL	1,630.70	
0015518 R101937	SCOTT'S LAWN CARE OF PLAINFIELD INC PI0897	090201	00	05/11/2009	301-4710-431.70-89	CONSTRUCTION	12,484.32	
0014284 6306707	SAFEMASTERS CO PI0838	091964	00	04/30/2009	301-7513-451.70-89	SECURITY, FIRE/SAFETY SERV	4,264.00	
							-----	
TOTAL FOR CAPITAL PROJECTS FUND							66,810.49	
-----								
2009 G.O. BOND FUND								
-----								
0000444 904021	CHARLES VINCENT GEORGE DESIGN GROUP PI0610	082460	00	05/26/2009	329-2210-422.35-03	PROFESSIONAL SERVICES	5,297.50	
0008514 270902.14	ENGINEERING RESOURCE ASSOCIATES PI0894	081480	00	05/01/2009	329-3203-452.35-03	PROFESSIONAL SERVICES	888.52	
0008514 290302.01	ENGINEERING RESOURCE ASSOCIATES PI0898	091875	00	05/01/2009	329-3203-452.35-03	PROFESSIONAL SERVICES	2,872.00	
0012803 25105.3	SIGNATURE DESIGN GROUP 000912		00	05/27/2009	329-3203-452.70-89	GATEWAY PROJECT	722.70	
0000057	K-FIVE CONSTRUCTION CORP							

VEND NO INVOICE NO	VENDOR NAME VOUCHER NO	P.O. NO	BNK CHECK/DUE DATE	ACCOUNT NO	ITEM DESCRIPTION	EXPENDITURE AMOUNT	HAND-ISSUED
6946CM	PI0899	092141	00 05/01/2009	329-4710-431.35-03	CONSTRUCTION	112,934.12	
0016005 1	STANLEY REBACZ TRUCKING INC. PI0909	092146	00 05/01/2009	329-4710-431.35-03	DEMOLITION-CLARA RAY FARM	17,180.00	
0008789 102743	ILLINOIS DEPARTMENT OF PI0907	092208	00 05/01/2009	329-4710-431.70-89	CONSTRUCTION	382,661.07	
TOTAL FOR 2009 G.O. BOND FUND						522,555.91	
-----							
VEHICLE REPLACEMENT FUND							
-----							
0007771 34084	REGIONAL TRUCK EQUIPMENT PI0805	092134	00 05/23/2009	503-4610-582.60-73	VEHICLE ACCESSORIES	3,203.00	
0007771 34098	REGIONAL TRUCK EQUIPMENT PI0806	092134	00 05/28/2009	503-4610-582.60-73	VEHICLE ACCESSORIES	3,203.00	
0008483 15390	SUBURBAN ACCENTS, INC PI0825	100133	00 05/24/2009	503-4610-582.60-73	VEHICLE ACCESSORIES	240.00	
0015067 3489A	CRIMSON FIRE PI0834	091287	00 04/28/2009	503-4610-582.70-87	VEHICLES, TRANSPORTATION	778,399.00	
0003799 10812	DIVERSIFIED FLEET SERVICES INC PI0795	080267	00 05/14/2009	503-4610-582.70-87	VEHICLE REPAIR SERVICES	2,344.07	
TOTAL FOR VEHICLE REPLACEMENT FUND						787,389.07	
TOTAL FOR CAPITAL PROJECT						1,376,755.47	

# City of Naperville

## Special Funds & Agency

### Report 4

Accounts Payable Check Run Date: 05/28/2009

VEND NO INVOICE NO	VENDOR NAME VOUCHER NO	P.O. NO	BNK CHECK/DUE DATE	ACCOUNT NO	ITEM DESCRIPTION	EXPENDITURE AMOUNT	HAND-ISSUED
-----							
NAPER SETTLEMENT FUND							
-----							
0006811 STRAW	WACKERLIN, RUSSELL R 000911		00 05/27/2009	016-7512-451.30-29	CIVIL WAR DAYS 2009	990.00	
0000615 M70351	FULLMER LOCKSMITH SERVICE INC PI0066 090885		00 05/27/2009	016-7513-451.40-34	FACILITY MAINT. SERVICE	1,199.44	
TOTAL FOR NAPER SETTLEMENT FUND						----- 2,189.44	
-----							
NAPERVILLE LIBRARY FUND							
-----							
0008747 24209	ELECTROSTATIC CONCEPTS INC 007333		00 03/20/2009	102-6104-455.40-35	REFURBISH BOOKCARTS(12)	CHECK #: 523372	1,140.00-
0008747 24209	ELECTROSTATIC CONCEPTS INC 007333		00 05/19/2009	102-6104-455.40-35	REFURBISH BOOKCARTS(12)	1,140.00	
TOTAL FOR NAPERVILLE LIBRARY FUND						----- .00	
-----							
BURLINGTON PARKING FUND							
-----							
9000004 000047889	BHAGWAT, ASHISH MR		00 05/19/2009	104-0000-124.99-00	CNCL PERMIT MR Refund Voucher	120.00	
9000004 000076571	BHUGRA, AMRITPREET S MR		00 05/19/2009	104-0000-124.99-00	CNCL PERMIT MR Refund Voucher	120.00	
9000004 000048513	COLE, DAVID M MR		00 05/19/2009	104-0000-124.99-00	CNCLD PERMIT MR Refund Voucher	145.00	
9000004 000046556	CORRINGTON, PHIL MR		00 05/19/2009	104-0000-124.99-00	CNCL PERMIT MR Refund Voucher	145.00	
9000004 000032712	HUI, BILL MR		00 05/19/2009	104-0000-124.99-00	CNCL PERMIT MR Refund Voucher	120.00	
9000004 000078391	NARAYANAN, VISH MR		00 05/19/2009	104-0000-124.99-00	CNCL PERMIT MR Refund Voucher	145.00	

VEND NO INVOICE NO	VENDOR NAME VOUCHER NO	P.O. NO	BNK CHECK/DUE DATE	ACCOUNT NO	ITEM DESCRIPTION	EXPENDITURE AMOUNT	HAND-ISSUED
9000004 000048534	PAPACH, QUENTIN MR		00 05/19/2009	104-0000-124.99-00	CNCL PERMIT MR Refund Voucher	145.00	
9000004 000059002	RODRIGUEZ, RUBEN M MR		00 05/19/2009	104-0000-124.99-00	CNCLD PER CUSTOMER MR Refund Voucher	120.00	
9000004 000004038	SAUERMAN, DAVID MR		00 05/19/2009	104-0000-124.99-00	CNCLD PER CUSTOMER MR Refund Voucher	120.00	
9000004 000052249	WANG, JIRONG MR		00 05/19/2009	104-0000-124.99-00	CNCL PERMIT MR Refund Voucher	145.00	
9000004 000053669	XIE, MING MR		00 05/19/2009	104-0000-124.99-00	CNCL PERMIT MR Refund Voucher	145.00	
9000004 000066795	BLACKSTONE 000675	* , RYAN	00 05/19/2009	104-0000-207.14-00	REFUND DEP	60.00	
9000004 000040868	CAMPBELL 000677	* , KAREN	00 05/19/2009	104-0000-207.14-00	REF DEP	50.00	
9000004 000067121	DELSANTER 000671	* , CECELIA	00 05/19/2009	104-0000-207.14-00	CNCLD	60.00	
9000004 000041213	FRANCIS 000673	* , ALWYN/ANGELA	00 05/19/2009	104-0000-207.14-00	REFUND DEP	50.00	
9000004 000066829	KITCHENS 000679	* , WILLIAM H	00 05/19/2009	104-0000-207.14-00	CNCLD	60.00	
9000004 05/22/2009	JANAE D PRICE 000922		00 05/27/2009	104-0000-344.88-00	SMART CARD REFUND	50.00	
0000565 8	METRO TRANSPORTATION GROUP INC PI0379 090802		00 05/27/2009	104-3110-434.35-09	PROFESSIONAL SERVICES	2,594.16	
0000565 8	METRO TRANSPORTATION GROUP INC PI0380 090802		00 05/27/2009	104-3110-434.90-38	PROFESSIONAL SERVICES	407.74	
TOTAL FOR BURLINGTON PARKING FUND						4,801.90	
-----							
COMM DEVEL BLOCK GRANT							
-----							
0001244	BURKHALTER, TIMOTHY E						

VEND NO INVOICE NO	VENDOR NAME VOUCHER NO	P.O. NO	BNK CHECK/DUE DATE	ACCOUNT NO	ITEM DESCRIPTION	EXPENDITURE AMOUNT	HAND-ISSUED
PETTY CSH 5/27	000683		00 05/20/2009	108-3150-444.50-51	MAILING UPS	17.20	
TOTAL FOR COMM DEVEL BLOCK GRANT						17.20	
----- FED DRUG FORFEITURE FUND -----							
0010611	MANNING-MERVIS, MARITA PER DIEM TRAVEL001199		00 05/27/2009	138-2110-421.50-22	6/7-6/10 KANSAS CITY, MO	159.25	
TOTAL FOR FED DRUG FORFEITURE FUND						159.25	
----- STATE DRUG FORFEITURE FD -----							
0001244	BURKHALTER, TIMOTHY E PETTY CSH 5/27 000688		00 05/20/2009	139-2110-421.60-63	FUEL PURCHASE DUMEG	29.12	
0001074	ILLINOIS, STATE OF 04/28/2009 000925		00 05/27/2009	139-2110-421.90-39	TITLE FEES-2 SEIZED VEHIC	130.00	
TOTAL FOR STATE DRUG FORFEITURE FD						159.12	
----- POLICE PENSION FUND -----							
0006128	ILLINOIS, STATE OF F11394 001202		00 05/28/2009	611-8121-594.35-09	FY2010 COMPLIANCE FEE	8,000.00	
TOTAL FOR POLICE PENSION FUND						8,000.00	
----- FIREFIGHTERS' PENSION FUND -----							
0006128	ILLINOIS, STATE OF,CK GRP-F F11064 001201		00 05/28/2009	612-8122-594.35-02	ANNUAL COMPLIANCE FEE TO STATE TREASURY	8,000.00	
TOTAL FOR FIREFIGHTERS' PENSION FUND						8,000.00	
----- GEN TRUST & AGENCY FUND -----							
9000002	RALPH SAUPER						

VEND NO INVOICE NO	VENDOR NAME VOUCHER NO	P.O. NO	BNK	CHECK/DUE DATE	ACCOUNT NO	ITEM DESCRIPTION	EXPENDITURE AMOUNT	HAND-ISSUED
REFUND	001204		00	05/28/2009	618-0000-205.10-00	UTILITY	252.23	
0002296 IL02214OL	ILLINOIS STATE POLICE 000899		00	05/27/2009	618-0000-208.90-00	FINGERPRINT CARDS	78.50	
0002296 05/22/2009	ILLINOIS STATE POLICE 001198		00	05/27/2009	618-0000-208.90-00	FINGERPRINTING TAXI DRIVE	582.25	
0004422	SCHINDLBECK, STEVEN TRAVEL REIMB 000929		00	05/27/2009	618-2105-421.90-97	4/28-5/1 PEORIA, IL	156.98	
TOTAL FOR GEN TRUST & AGENCY FUND							1,069.96	
-----								
SELF INSURED BENEFITS FND								
-----								
0000844 CLM 5/16-5/22	BLUE CROSS/B PI0881 091818	SHIELD OF ILL 091818	00	05/27/2009	623-9210-585.30-29	INSURANCE SERVICES	940.78	
0000844 CLM 5/9-5/15	BLUE CROSS/B PI0885 091818	SHIELD OF ILL 091818	00	05/27/2009	623-9210-585.30-29	INSURANCE SERVICES	CHECK #: 9004763	303.86
0000844 CLM 5/16-5/22	BLUE CROSS/B PI0882 091818	SHIELD OF ILL 091818	00	05/27/2009	623-9210-585.90-47	INSURANCE SERVICES	182,339.31	
0000844 CLM 5/9-5/15	BLUE CROSS/B PI0886 091818	SHIELD OF ILL 091818	00	05/27/2009	623-9210-585.90-47	INSURANCE SERVICES	CHECK #: 9004763	165,060.59
0000844 CLM 5/16-5/22	BLUE CROSS/B PI0883 091818	SHIELD OF ILL 091818	00	05/27/2009	623-9215-585.90-45	INSURANCE SERVICES	568.46	
0000844 CLM 5/9-5/15	BLUE CROSS/B PI0887 091818	SHIELD OF ILL 091818	00	05/27/2009	623-9215-585.90-45	INSURANCE SERVICES	CHECK #: 9004763	592.14
0000844 CLM 5/16-5/22	BLUE CROSS/B PI0884 091818	SHIELD OF ILL 091818	00	05/27/2009	623-9220-585.90-47	INSURANCE SERVICES	73,910.28	
0000844 CLM 5/9-5/15	BLUE CROSS/B PI0888 091818	SHIELD OF ILL 091818	00	05/27/2009	623-9220-585.90-47	INSURANCE SERVICES	CHECK #: 9004763	59,170.38
0009586 CLM 5/21-5/27	DELTA DENTAL PLAN OF ILLINOIS PI0845 080224		00	05/26/2009	623-9230-585.30-29	INSURANCE SERVICES	CHECK #: 4774	3,520.52
0009586 CLM 5/21-5/27	DELTA DENTAL PLAN OF ILLINOIS PI0846 080224		00	05/26/2009	623-9230-585.90-47	INSURANCE SERVICES	CHECK #: 4774	13,376.29
0009586 CLM 5/14-5/20	DELTA DENTAL PLAN OF ILLINOIS PI0879 080224		00	05/27/2009	623-9230-585.90-47	INSURANCE SERVICES	CHECK #: 9004764	13,165.45
0009586	DELTA DENTAL PLAN OF ILLINOIS							

VEND NO INVOICE NO	VENDOR NAME VOUCHER NO	P.O. NO	BNK	CHECK/DUE DATE	ACCOUNT NO	ITEM DESCRIPTION	EXPENDITURE AMOUNT	HAND-ISSUED
CLM 5/7-5/13	PI0880	080224	00	05/27/2009	623-9230-585.90-47	INSURANCE SERVICES	CHECK #: 9004754	10,315.50
0003289 960070	ALLIANT INSURANCE SERVICES INC PI0764	090938	00	12/02/2008	623-9715-585.50-46	INSURANCE SERVICES	10,000.00	
0003289 969047	ALLIANT INSURANCE SERVICES INC PI0765	090938	00	03/03/2009	623-9715-585.50-46	INSURANCE SERVICES	10,000.00	
TOTAL FOR SELF INSURED BENEFITS FND							543,263.56	
-----								
PAYROLL CLEARING FUND								
-----								
0013609 20090522	I U O E LOCAL 150 - FIXED PR0522		00	05/22/2009	802-0000-201.30-00	PAYROLL SUMMARY	345.00	
0002018 20090522	I U O E LOCAL 150 ADMIN DUES PR0522		00	05/22/2009	802-0000-201.30-00	PAYROLL SUMMARY	870.47	
0014843 20090522	IAFF LOCAL 4302 PR0522		00	05/22/2009	802-0000-201.30-00	PAYROLL SUMMARY	5,351.96	
0002212 20090522	ILLINOIS FRATERNAL ORDER OF PR0522		00	05/22/2009	802-0000-201.30-00	PAYROLL SUMMARY	3,341.70	
0002017 20090522	INTERNATIONAL BROTHERHOOD OF PR0522		00	05/22/2009	802-0000-201.30-00	PAYROLL SUMMARY	2,331.82	
0002025 20090522	INTERNATIONAL BROTHERHOOD OF PR0522		00	05/22/2009	802-0000-201.30-00	PAYROLL SUMMARY	1,766.19	
0009670 20090522	INTERNATIONAL BROTHERHOOD OF PR0522		00	05/22/2009	802-0000-201.30-00	PAYROLL SUMMARY	514.21	
0015443 20090522	IUOE LOCAL 399 PR0522		00	05/22/2009	802-0000-201.30-00	PAYROLL SUMMARY	337.18	
0002015 20090522	NAPERVILLE UNITED WAY PR0522		00	05/22/2009	802-0000-201.30-00	PAYROLL SUMMARY	362.15	
0010826 P/R 5/22	STATE DISBURSEMENT UNIT 000868		00	05/22/2009	802-0000-201.30-00	ST DISB	CHECK #: 9004773	15,077.54
0002382 W/T PR 5/22/09	INTERNAL REVENUE SERVICE 000873		00	05/27/2009	802-0000-201.30-01	FED/MED/SOC SEC	CHECK #: 9004771	874,178.80
0002023 W/T PR 5/22/09	ILLINOIS, STATE OF 000874		00	05/27/2009	802-0000-201.30-02	STATE TAX	CHECK #: 9004772	96,575.05
0001093	INTERNATIONAL CITY/COUNTY							

VEND NO INVOICE NO	VENDOR NAME VOUCHER NO	P.O. NO	BNK CHECK/DUE DATE	ACCOUNT NO	ITEM DESCRIPTION	EXPENDITURE AMOUNT	HAND-ISSUED
W/T PR 5/22/09	000875		00 05/27/2009	802-0000-201.30-05	EMPL 457 CONTRIBUTIONS	CHECK #: 9004768	51,020.67
0001093	INTERNATIONAL CITY/COUNTY						
W/T PR 5/22/09	000883		00 05/27/2009	802-0000-201.30-05	ROTH IRA EEMPL CONTRIBUTIO	CHECK #: 9004767	1,404.32
0011651	NATIONWIDE RETIREMENT SOLUTION						
W/T PR 5/22/09	000879		00 05/27/2009	802-0000-201.30-06	EMPL 457 CONTRIBUTIONS	CHECK #: 9004770	42,035.15
0001093	INTERNATIONAL CITY/COUNTY						
W/T PR 5/22/09	000881		00 05/27/2009	802-0000-201.30-17	IMRF RHSP CONTRIBUTIONS	CHECK #: 9004766	4,105.03
0013057	DIVERSIFIED INVESTMENT ADVISORS						
W/T PR 5/22/09	000877		00 05/27/2009	802-0000-201.30-18	EMPL 457 CONTRIBUTIONS	CHECK #: 9004769	51,265.59
0014550	METROPOLITAN ALLIANCE OF POLICE						
20090522	PR0522		00 05/22/2009	802-0000-201.30-22	PAYROLL SUMMARY	323.96	
0014590	NAPERVILLE POLICE SERGEANTS ASSN						
20090522	PR0522		00 05/22/2009	802-0000-201.30-22	PAYROLL SUMMARY	144.25	
0003412	HARTFORD LIFE INSURANCE CO						
W/T PR 5/22/09	000882		00 05/27/2009	802-0000-201.30-23	VEBA POL SERG RETIREMENT	CHECK #: 9004765	22,102.60
0013057	DIVERSIFIED INVESTMENT ADVISORS						
W/T PR 5/22/09	000878		00 05/27/2009	802-0000-201.30-25	EMPL LOAN PAYMENTS	CHECK #: 9004769	1,536.18
0001093	INTERNATIONAL CITY/COUNTY						
W/T PR 5/22/09	000876		00 05/27/2009	802-0000-201.30-25	EMPL 457 LOAN PAYMENTS	CHECK #: 9004768	1,839.73
0011651	NATIONWIDE RETIREMENT SOLUTION						
W/T PR 5/22/09	000880		00 05/27/2009	802-0000-201.30-25	EMPL LOAN PAYMENTS	CHECK #: 9004770	1,064.28
0013713	BLATT HASENMILLER LEIBSKER & MOORE						
MAY 2009	000901		00 05/27/2009	802-0000-201.50-02	WAGE DEDUCTION	945.11	
0015954	DAIMLER CHRYSLER FINANCIAL						
MAY 2009	000907		00 05/27/2009	802-0000-201.50-02	WAGE DEDUCTION	1,519.62	
0014476	RESURGENCE FINANCIAL LLC						
MAY 2009	000902		00 05/27/2009	802-0000-201.50-02	WAGE DEDUCTION	627.88	
0014894	STEARNS, GLENN,CK GRP-X						
MAY 2009	000904		00 05/27/2009	802-0000-201.50-02	WAGE DEDUCTION	345.24	
0014894	STEARNS, GLENN,CK GRP-Y						
MAY 2009	000905		00 05/27/2009	802-0000-201.50-02	WAGE DEDUCTION	946.44	
0014894	STEARNS, GLENN,CK GRP-Z						
MAY 2009	000906		00 05/27/2009	802-0000-201.50-02	WAGE DEDUCTION	1,153.84	
TOTAL FOR PAYROLL CLEARING FUND						----- 1,183,431.96	

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VEND NO	VENDOR NAME			BNK	CHECK/DUE	ACCOUNT	ITEM	EXPENDITURE	HAND-ISSUED
INVOICE	VOUCHER	P.O.			DATE	NO	DESCRIPTION	AMOUNT	
NO	NO	NO							

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TOTAL FOR SPECIAL FUNDS & AGENCY 1,751,092.39

# City of Naperville

## Debt Service Funds

### Report 5

Accounts Payable Check Run Date: 05/28/2009

VEND NO INVOICE NO	VENDOR NAME VOUCHER NO	P.O. NO	BNK CHECK/DUE DATE	ACCOUNT NO	ITEM DESCRIPTION	EXPENDITURE AMOUNT	HAND-ISSUED
-----							
SSA #23-NAPER MAIN FUND							
0000955 TAX 2008	DUPAGE, COUNTY OF 000932		00 05/27/2009	141-4710-431.90-38	1ST INSTALL VAN BUREN EXP ANSION DECK	32,231.31	
TOTAL FOR SSA #23-NAPER MAIN FUND						32,231.31	
TOTAL FOR DEBT SERVICE						32,231.31	

# City of Naperville

## Utility Refunds

### Report 6

Accounts Payable Check Run Date: 05/28/2009

VEND NO INVOICE NO	VENDOR NAME VOUCHER NO	P.O. NO	BNK CHECK/DUE DATE	ACCOUNT NO	ITEM DESCRIPTION	EXPENDITURE AMOUNT	HAND-ISSUED
9000002 000315759	AIGLON, KELLY UT		00 00/00/0000	410-0000-124.28-00	UB GOOD CREDIT DEPOSIT RE 000073014	253.17	
9000002 000313983	ALPERSTEIN, GRANT UT		00 00/00/0000	410-0000-124.28-00	UB GOOD CREDIT DEPOSIT RE 000083754	253.17	
9000002 000314795	ANDERSON, DANIEL S UT		00 00/00/0000	410-0000-124.28-00	UB GOOD CREDIT DEPOSIT RE 000047550	293.69	
9000002 000315587	ANSARI, JAMAL UT		00 00/00/0000	410-0000-124.28-00	UB GOOD CREDIT DEPOSIT RE 000085566	253.16	
9000002 000323093	ARNOLD, KATRINA UT		00 00/00/0000	410-0000-124.28-00	UB CR REFUND-FINALS 000057372	53.83	
9000002 000290477	AVALOFT INC UT		00 00/00/0000	410-0000-124.28-00	UB CR REFUND-FINALS 000135464	135.33	
9000002 000315655	BARRY, KAREN UT		00 00/00/0000	410-0000-124.28-00	UB GOOD CREDIT DEPOSIT RE 000061780	334.20	
9000002 000247901	BEE, KEVIN UT		00 00/00/0000	410-0000-124.28-00	UB CR REFUND-FINALS 000073682	126.74	
9000002 000314741	BISSEGGER, CHAD / KRISTINE UT		00 00/00/0000	410-0000-124.28-00	UB GOOD CREDIT DEPOSIT RE 000059932	273.44	
9000002 000329127	BOKARIA, AVISHEK UT		00 00/00/0000	410-0000-124.28-00	UB CR REFUND-FINALS 000006630	72.57	
9000002 000314507	BRODCINZKI, CYNTHIA UT		00 00/00/0000	410-0000-124.28-00	UB GOOD CREDIT DEPOSIT RE 000058872	253.16	
9000002 000178661	BROOKS, TINA M UT		00 00/00/0000	410-0000-124.28-00	UB CR REFUND-FINALS 000052460	232.19	
9000002 000314455	BROWN, ANGELA UT		00 00/00/0000	410-0000-124.28-00	UB DEPOSIT REFUNDS/INTERE 000013110	150.03	
9000002 000315365	BROWN, MARY UT		00 00/00/0000	410-0000-124.28-00	UB GOOD CREDIT DEPOSIT RE 000086192	151.90	
9000002 000315227	CHARVAT, MICHAEL UT		00 00/00/0000	410-0000-124.28-00	UB GOOD CREDIT DEPOSIT RE 000057490	151.89	
9000002 000222181	COUNTRY LAKES UT		00 00/00/0000	410-0000-124.28-00	UB CR REFUND-FINALS 000002490	40.16	
9000002 000315179	DAMRON, JOANNA UT		00 00/00/0000	410-0000-124.28-00	UB GOOD CREDIT DEPOSIT RE	389.89	

VEND NO INVOICE NO	VENDOR NAME VOUCHER NO	P.O. NO	BNK	CHECK/DUE DATE	ACCOUNT NO	ITEM DESCRIPTION	EXPENDITURE AMOUNT	HAND-ISSUED
9000002 000315463	DEEGAN, MATT UT		00	00/00/0000	410-0000-124.28-00	000060240 UB GOOD CREDIT DEPOSIT RE 000135664	151.90	
9000002 000327717	DUVALSAINT, BOB UT		00	00/00/0000	410-0000-124.28-00	UB CR REFUND-FINALS 000002604	43.66	
9000002 000315177	FERRERI, JANE UT		00	00/00/0000	410-0000-124.28-00	UB GOOD CREDIT DEPOSIT RE 000108136	253.17	
9000002 000246635	FISCHER, DOUGLAS UT		00	00/00/0000	410-0000-124.28-00	UB CR REFUND 000011244	546.38	
9000002 000327571	FRIDMAN, JONATHAN UT		00	00/00/0000	410-0000-124.28-00	UB CR REFUND-FINALS 000100480	88.40	
9000002 000235025	GARCIA, MARIA C. UT		00	00/00/0000	410-0000-124.28-00	UB GOOD CREDIT DEPOSIT RE 000129534	253.17	
9000002 000314681	GARDINER, JOHN UT		00	00/00/0000	410-0000-124.28-00	UB GOOD CREDIT DEPOSIT RE 000137238	253.17	
9000002 000323129	GAWOR, ALLISON UT		00	00/00/0000	410-0000-124.28-00	UB CR REFUND-FINALS 000007702	61.64	
9000002 000315335	GORSKI, WENDY UT		00	00/00/0000	410-0000-124.28-00	UB CR REFUND-FINALS 000063738	134.72	
9000002 000314667	GUPTA, ANKUR / MEENAL UT		00	00/00/0000	410-0000-124.28-00	UB GOOD CREDIT DEPOSIT RE 000052982	253.16	
9000002 000314135	HAACK, GLENN UT		00	00/00/0000	410-0000-124.28-00	UB GOOD CREDIT DEPOSIT RE 000061096	253.16	
9000002 000284971	HILLESHEIM, GARY UT		00	00/00/0000	410-0000-124.28-00	UB GOOD CREDIT DEPOSIT RE 000066928	293.70	
9000002 000336621	HORNER, MICHELLE UT		00	00/00/0000	410-0000-124.28-00	UB CR REFUND-FINALS 000008998	128.22	
9000002 000327409	HORTON, CHRISTINA UT		00	00/00/0000	410-0000-124.28-00	UB CR REFUND-FINALS 000007202	102.60	
9000002 000336939	HOWARD PROPERTIES UT		00	00/00/0000	410-0000-124.28-00	UB CR REFUND-FINALS 000034926	269.30	
9000002 000329417	JAVED, MUHAMMAD / SAEED, ZAINB UT		00	00/00/0000	410-0000-124.28-00	UB CR REFUND-FINALS 000125192	107.63	
9000002	KUNDTZ, DALE							

VEND NO INVOICE NO	VENDOR NAME VOUCHER NO	P.O. NO	BNK CHECK/DUE DATE	ACCOUNT NO	ITEM DESCRIPTION	EXPENDITURE AMOUNT	HAND-ISSUED
000325289	UT		00 00/00/0000	410-0000-124.28-00	UB CR REFUND-FINALS 000065448	81.82	
9000002 000313659	LIU, XIANGHONG UT		00 00/00/0000	410-0000-124.28-00	UB GOOD CREDIT DEPOSIT RE 000051074	253.15	
9000002 000315283	LONG, AMANDA UT		00 00/00/0000	410-0000-124.28-00	UB GOOD CREDIT DEPOSIT RE 000050980	253.15	
9000002 000314749	MALIGAYA, ANA LIZA UT		00 00/00/0000	410-0000-124.28-00	UB GOOD CREDIT DEPOSIT RE 000117812	253.17	
9000002 000314157	MCCORMACK, KEVIN UT		00 00/00/0000	410-0000-124.28-00	UB CR REFUND-FINALS 000125466	245.07	
9000002 000314275	MIROVELLI, DANIEL UT		00 00/00/0000	410-0000-124.28-00	UB GOOD CREDIT DEPOSIT RE 000058852	253.16	
9000002 000261719	MULHERN, PAULA UT		00 00/00/0000	410-0000-124.28-00	UB GOOD CREDIT DEPOSIT RE 000067112	253.17	
9000002 000192743	NAPERVILLE TENNIS CLUB UT		00 00/00/0000	410-0000-124.28-00	UB CR REFUND-FINALS 000105852	240.26	
9000002 000315355	NEWMAN, DAVID/KIM UT		00 00/00/0000	410-0000-124.28-00	UB GOOD CREDIT DEPOSIT RE 000124728	440.56	
9000002 000315307	NOWAK, LINDA/MEL UT		00 00/00/0000	410-0000-124.28-00	UB GOOD CREDIT DEPOSIT RE 000094934	151.89	
9000002 000022201	O'CONNOR, MIKE UT		00 00/00/0000	410-0000-124.28-00	UB GOOD CREDIT DEPOSIT RE 000061890	278.52	
9000002 000145579	PAULEY, NANCY A UT		00 00/00/0000	410-0000-124.28-00	UB CR REFUND 000051784	42.23	
9000002 000315611	PAYNE, AUDREY E. UT		00 00/00/0000	410-0000-124.28-00	UB GOOD CREDIT DEPOSIT RE 000137234	253.17	
9000002 000315497	PERETTI, KAREN UT		00 00/00/0000	410-0000-124.28-00	UB GOOD CREDIT DEPOSIT RE 000058718	253.16	
9000002 000292621	PINTO, PATRICIA UT		00 00/00/0000	410-0000-124.28-00	UB CR REFUND-FINALS 000093646	201.43	
9000002 000323835	PRAIRIE LOFT UT		00 00/00/0000	410-0000-124.28-00	UB CR REFUND 000137984	445.97	
9000002 000315329	PREISSIG, MEGON & DAVID UT		00 00/00/0000	410-0000-124.28-00	UB GOOD CREDIT DEPOSIT RE 000051338	253.16	

VEND NO INVOICE NO	VENDOR NAME VOUCHER NO	P.O. NO	BNK CHECK/DUE DATE	ACCOUNT NO	ITEM DESCRIPTION	EXPENDITURE AMOUNT	HAND-ISSUED
9000002 000241339	RANDALL, ELIZABETH A UT		00 00/00/0000	410-0000-124.28-00	UB CR REFUND-FINALS 000006380	107.64	
9000002 000315533	ROSS, THOMAS M. & KATHLEEN M. UT		00 00/00/0000	410-0000-124.28-00	UB GOOD CREDIT DEPOSIT RE 000137376	253.17	
9000002 000313285	SANSAAR INC UT		00 00/00/0000	410-0000-124.28-00	UB CR REFUND-FINALS 000137084	96.94	
9000002 000315549	SCAVETTA, PETER J UT		00 00/00/0000	410-0000-124.28-00	UB GOOD CREDIT DEPOSIT RE 000137302	253.17	
9000002 000329339	SHIN, DOKYUNG UT		00 00/00/0000	410-0000-124.28-00	UB CR REFUND-FINALS 000112732	112.27	
9000002 000315369	SINGH, SHAILENDRA/MANJULA UT		00 00/00/0000	410-0000-124.28-00	UB GOOD CREDIT DEPOSIT RE 000054464	253.16	
9000002 000329197	STUREK, TOBY UT		00 00/00/0000	410-0000-124.28-00	UB CR REFUND-FINALS 000104214	172.66	
9000002 000299753	SUN, ROCHIA UT		00 00/00/0000	410-0000-124.28-00	UB GOOD CREDIT DEPOSIT RE 000089286	101.25	
9000002 000314823	SUN, YUGANG UT		00 00/00/0000	410-0000-124.28-00	UB GOOD CREDIT DEPOSIT RE 000052530	253.16	
9000002 000315045	THAMAN, MARYANN UT		00 00/00/0000	410-0000-124.28-00	UB GOOD CREDIT DEPOSIT RE 000130952	253.16	
9000002 000314569	THENNES, ROBERT & KRISTINE UT		00 00/00/0000	410-0000-124.28-00	UB GOOD CREDIT DEPOSIT RE 000083934	415.25	
9000002 000325833	TRAUB, STEFAN UT		00 04/01/2009	410-0000-124.28-00	UB CR REFUND-FINALS 000010062		CHECK #: 523761 178.58-
9000002 000325833	TRAUB, STEFAN UT		00 05/28/2009	410-0000-124.28-00	UB CR REFUND-FINALS 000010062	178.58	
9000002 000313609	TRIVEDI, DEEPEK UT		00 00/00/0000	410-0000-124.28-00	UB GOOD CREDIT DEPOSIT RE 000053756	293.69	
9000002 000314453	TUOMINER, JYRKI UT		00 00/00/0000	410-0000-124.28-00	UB GOOD CREDIT DEPOSIT RE 000080062	258.22	
9000002 000314691	VREEMAN, ANNE UT		00 00/00/0000	410-0000-124.28-00	UB GOOD CREDIT DEPOSIT RE 000069344	253.17	
9000002 000147495	WALD, WILLIAM J M UT		00 00/00/0000	410-0000-124.28-00	UB GOOD CREDIT DEPOSIT RE	253.17	

VEND NO INVOICE NO	VENDOR NAME VOUCHER NO	P.O. NO	BNK CHECK/DUE DATE	ACCOUNT NO	ITEM DESCRIPTION	EXPENDITURE AMOUNT	HAND-ISSUED
9000002 000240081	WARD, TIMOTHY UT		00 00/00/0000	410-0000-124.28-00	000062652 UB GOOD CREDIT DEPOSIT RE 000048480	379.75	
9000002 000286759	WEBB, ELIZABETH UT		00 00/00/0000	410-0000-124.28-00	UB CR REFUND-FINALS 000074002	68.80	
9000002 000328031	WEBER, DANIEL/GRETCHEN UT		00 00/00/0000	410-0000-124.28-00	UB CR REFUND-FINALS 000129438	141.80	
9000002 000314913	WIEGEL, ELIZABETH UT		00 00/00/0000	410-0000-124.28-00	UB CR REFUND-FINALS 000000832	142.32	
9000002 000172697	WOODWORTH, CYNTHIA UT	J/JAMES A	00 00/00/0000	410-0000-124.28-00	UB CR REFUND-FINALS 000102976	6.41	
9000002 000315593	WRIGHT, JOHN M UT		00 00/00/0000	410-0000-124.28-00	UB GOOD CREDIT DEPOSIT RE 000071598	253.17	
9000002 000315081	YARMAN, CHAD & DANAE UT		00 00/00/0000	410-0000-124.28-00	UB GOOD CREDIT DEPOSIT RE 000079716	354.44	
9000002 000310815	YU'S BISTRO UT		00 00/00/0000	410-0000-124.28-00	UB CR REFUND-FINALS 000004834	1,403.97	
9000002 000333579	ZEPPESELLA, ROCCO UT		00 00/00/0000	410-0000-124.28-00	UB CR REFUND-FINALS 000115692	97.86	
TOTAL FOR UTILITY REFUNDS:						16,944.14	

# City of Naperville

## Procurement Card Expenditures

### Report 7

Accounts Payable Check Run Date: 05/28/2009

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VEND NO	VENDOR NAME							
INVOICE	VOUCHER	P.O.	BNK	CHECK/DUE	ACCOUNT	ITEM	EXPENDITURE	HAND-ISSUED
NO	NO	NO		DATE	NO	DESCRIPTION	AMOUNT	

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NO TRANSACTIONS





# Naperville

## CITY COUNCIL AGENDA ITEM

**SUBJECT:** City Clerk's License & Permit Report

**TYPE OF VOTE:** Simple Majority

**ACTION REQUESTED:**  
Approve City Clerk's License & Permit Report

**BOARD/COMMISSION REVIEW:**  
N/A

**COUNCIL ACTION PREVIOUSLY TAKEN:**

Date	Item	No. Action

**DEPARTMENT:** City Clerk

**SUBMITTED BY:** Nancy Leary, Records Specialist

**FISCAL IMPACT:**  
N/A

**ATTACHMENTS:**

1. White Eagle Fireworks Application & Fire Dept. Memo
2. Naperville Exchange Club (Ribfest) Fireworks Application & Fire Dept. Memo
3. Naperville Exchange Club (Ribfest) Carnival Application

**Office of the City Clerk  
License & Permit Report  
Agenda Date: June 16, 2009**

***Fireworks***

<b>Date(s)</b>	<b>Applicant/Event Contact</b>	<b>Location</b>	<b>Time</b>	<b>Fireworks Company &amp; contact person</b>	<b>Comments</b>
6/27/09 (Raindate 7/18/09)	Ryan Rigby 630-774-7421	White Eagle Golf Course 2460 Fawn Lake Circle	9:15pm	Sonic Boom Pyrotechnics Brian Byczek, 708-557-4141	These fireworks will not be permitted until we receive the updated cert. of insurance & Additional Insured Endorsement
7/4/09 (Raindate) 7/5/09	Katie Sepe 630-848-3508	Knoch Park, 724 S. West Street	9:30pm	Melrose Pyrotechnics, Inc. Wanda Schoof, 219-393-5522	N/A

***Carnival***

<b>Date(s)</b>	<b>Applicant/Event Contact</b>	<b>Location</b>	<b>Event</b>	<b>Organization</b>
7/1 – 7/5/09	Dan Driskill 708-774-0212	Knoch Park, 724 S. West Street	Ribfest	MAC Amusement DBA Spectacular Midways 1717 W 123 <sup>rd</sup> Street, Calumet Park, IL

***Amplifier***

<b>Dates &amp; Hours</b>	<b>Applicant/Event Contact</b>	<b>Location</b>	<b>Event</b>	<b>Organization</b>
7/1 – 7/5/09 Daily 12p-10pm	Todd Johnson 847-238-6153	Knoch Park	Ribfest	Exchange Club of Naperville

**CITY OF NAPERVILLE  
MEMORANDUM**

**DATE:** June 3, 2009

**TO:** Doug Krieger, City Manager

**Through:** Michael Zywanski, Assistant Fire Chief  
Pam LaFeber, City Clerk

**FROM:** John H. Meyers, Fire Prevention Supervisor 

**SUBJECT:** White Eagle Home Owners Association, 3400 Club Drive, Outdoor Fireworks Display, Saturday, June 27, 2009.

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**PURPOSE:**

The purpose of this memorandum is to recommend approval of the Fireworks Permit for the White Eagle Home Owners Association's Independence Day Celebration fireworks display, Saturday, June 27, 2009, at approximately 9:15 P.M. (Rain Date Saturday, July 18, 2009, 9:15 P.M.)

**BACKGROUND:**

The White Eagle Home Owners Association is celebrating Independence Day. In conjunction with their celebration, they wish to provide a firework finale at dusk, approximately 9:15 PM.

**DISCUSSION:**

In accordance with the Naperville Municipal Code, an application for the fireworks permit must be approved by the City Council. All of the necessary paperwork has been filed with the Fire Department. A scaled site plan for this event is on file at the Naperville Fire Department.

**RECOMMENDATION:**

If you concur that everything is in order, please place this item on the City Council Agenda for June 16, 2009, for their consideration, with the recommendation to approve the fireworks permit, subject to the Fire Department's site walk-thru/inspection, and final approval.

Cc: Michael Zywanski, Assistant Fire Chief  
Richard Mikel, Assistant Fire Chief  
Dushan Budimir, Bureau Fire Chief  
File

MAR-6-2009 23:08 FROM: [unclear] TO: 16302367301

TO: 16302367301

P.1

RECEIVED  
APR 07 2009



**Naperville**

**Fireworks Permit  
Application**

Applicant (Organization): White Eagle Home Owners Association  
 Organization Address: 3400 Club Drive Phone: 630-355-6282  
Naperville IL 60564  
 Contact person: Ryan Rigby  
 Phone numbers: (work) 630-774-7421 (cell) 630-236-7301  
 Firm Providing Fireworks: Sonic Boom Pyrotechnics Phone: 708-557-4141  
 Fireworks Firm Contact Person: Brian Byczek  
 Fireworks Display Date: 6-27-09 Rain Date: 7-18-09 Time: 9:15 pm  
 Display location: 2460 Fawn Lake Circle

**PLEASE ATTACH THE FOLLOWING TO THE COMPLETED APPLICATION:**

1. Map of display location and display set-up. ✓
2. Bond (\$1,000) - cash, personal or company bond. ✓
3. Liability Insurance (copy of insurance policy).

**Signatures (3 signatures are required)  
 One (1) of the signatures must be the Fireworks Operator**

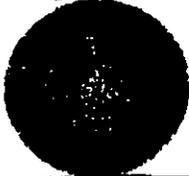
Print name: <u>Brian Byczek</u>	Signature: <u>[Signature]</u>	Age: <u>32</u>
Print name: <u>Ryan Rigby</u>	Signature: <u>[Signature]</u>	Age: <u>43</u>
Print name: <u>Jeff Cron</u>	Signature: <u>[Signature]</u>	Age: <u>38</u>

All accidents must be reported to the Office of the State Fire Marshal within 36 hours of occurrence.

Completed application and attachments are submitted to the City Clerk's Office.  
 The City Clerk will forward a copy of the application and attachments to the Fire and Police Department for approval.  
 The Approved application is returned to the City Clerk to add to the Council Agenda for Council approval.  
 (All Fireworks Permit Applications must be approved by Council).

Note: It is the responsibility of the applicant to coordinate with the Fire and Police Departments before and during the celebration.

Reviewed by Police Department: \_\_\_\_\_  
 Reviewed by Fire Department: [Signature]  
**Fire Prevention Supervisor**



**Office of the State Fire Marshal**

May 1, 2009

Sonic Boom Pyrotechnics, Inc.  
Attn: Brian Byczek  
3655 West 59<sup>th</sup> Place  
Chicago, IL 60629

Via Facsimile (708)422-6511

Re: Pyrotechnic Distributor License for Sonic Boom Pyrotechnics, Inc. for Outdoor Professional Displays  
Outdoor Professional Pyrotechnic Operator licenses issued to Sonic Boom Pyrotechnics, Inc.'s currently licensed Operators.

Dear Mr. Byczek:

This letter serves as an extension of the above mentioned licenses for a period not to exceed July 6, 2009. Please ensure all Pyrotechnic Operators who are working during this period of time are provided a copy of this extension which should be carried with them in conjunction with their hard license at all times. If any AHJ has a question regarding this letter or the validity of any license issued to Sonic Boom Pyrotechnics, Inc. please have them call or e-mail me at 217/558-0639, Misty.Matykiewicz@illinois.gov.

Sincerely,

Misty Matykiewicz  
Director of the Fire Prevention Division

1035 Stevenson Drive  
Springfield, IL 62703  
217/785-0969

JRTC 100 W. Randolph Street 4-600  
Chicago, IL 60601  
312/814-2693

3309 W. Main  
Morton, IL 62959  
618/993-2343

Web site: [HTTP://WWW.STATE.IL.US/OSFM/](http://www.state.il.us/osfm/)



DEPARTMENT OF THE TREASURY - BUREAU OF ALCOHOL, TOBACCO AND FIREARMS

**LICENSE/PERMIT (18 U.S.C. CHAPTER 40, EXPLOSIVES)**

In accordance with the provisions of Title 18, Organized Crime Control Act of 1970, and the regulations issued thereunder (27 CFR Part 555) you may engage in the activity specified in this license/permit within the limitations of Chapter 40, Title 18, United States Code and the regulations issued thereunder, until the expiration date shown. See "WARNING" and "NOTICE" on back.

DIRECT A/P CORRESPONDENCE TO	Christopher R. Reeves Chief, Federal Explosives Licensing Center (FELC) Bureau of Alcohol, Tobacco, Firearms and Explosives 244 Neeley Road Martinsburg, West Virginia 25405 Telephone: 1-877-283-3352 Fax: 1-304-618-4401	LICENSE PERMIT NUMBER 31L-031-28-1E-00758  EXPIRATION DATE May 1, 2011
NAME	SONIC BOOM PYROTECHNICS INC 3855 W 56th St CHICAGO, IL 60628 Permitted Activities: <b>CHARGES?</b> You must notify the FELC at least 10 days before the above.	
TYPE OF LICENSE OR PERMIT	23-IMPORTER OF HIGH EXPLOSIVES	
CREF: FEDERAL EXPLOSIVES LICENSING CENTER (FELC)	Christopher R. Reeves Christopher R. Reeves 3855 W 56th St SONIC BOOM PYROTECHNICS INC 3855 W 56th St CHICAGO, IL 60628	
PURCHASING CERTIFICATION I certify that this is a true copy of a license/permit issued to me to engage in the activity specified.	[Signature of Christopher R. Reeves] Christopher R. Reeves (SIGNATURE OF LICENSEE/PERMITTEE)	
The licensee/permittee named herein shall use a license/permit to assist a transporter of explosives in only the manner and status of the licensee/permittee as provided in 27 CFR 555.10. The signature on each reproduction must be an ORIGINAL signature.	[Signature] (SIGNATURE OF LICENSEE/PERMITTEE)	

ATF F 5400.14/5400.15, Part 1 (Rev)

**ILLINOIS STATE FIRE  
MARSHAL  
PYROTECHNIC  
DISTRIBUTOR LICENSE**

**Sonic Boom Pyrotechnics, Inc.  
3655 West 59th Place  
Chicago, IL 60629**

The named licensee is authorized to perform acts permitted pursuant to the Pyrotechnic Distributor and Operator Licensing Act 225 ILCS 227.

**LICENSE #  
IL06-O-0001**

**DATE OF ISSUE:  
5/20/2006**

**EXPIRATION DATE:  
5/10/2009**

*David B. Ferguson*

**State Fire Marshal**



**1035 Stevenson Drive, Springfield, IL 62703**

**Illinois State Fire Marshal**  
This is to Certify That

**Brian Byczek**  
Has completed  
all the requirements under the  
Pyrotechnic Distributor and Operator  
Act

**Brian Byczek**  
10421 South Kuhn  
Oak Lawn, IL 60453  
Operator Number:  
L06-O-00015-00076

278.83383  
Date of Issue: 6/12/2008  
Expiration Date: 5/12/2009



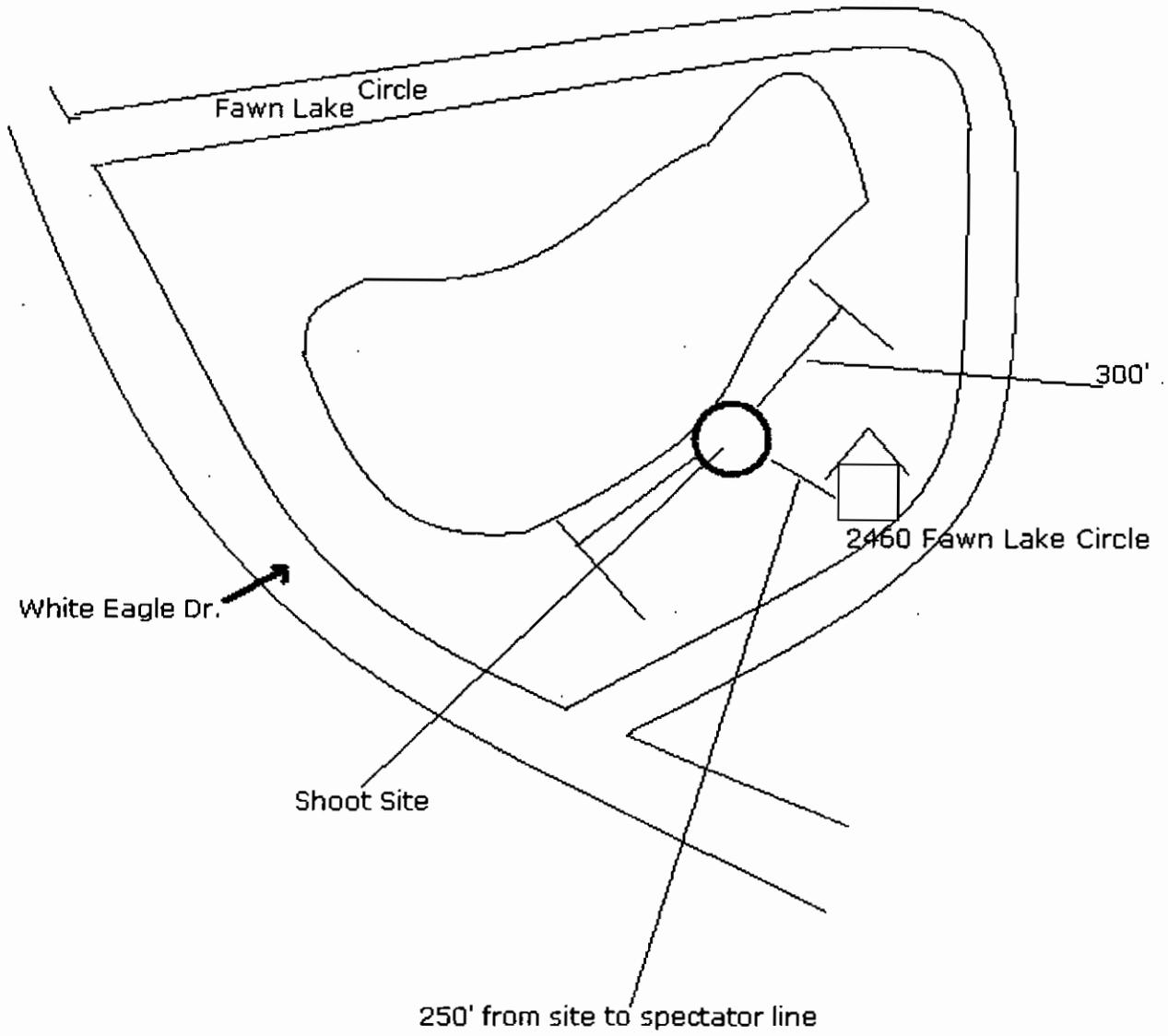
DOB 12-20-76  
Pyrotechnic Operator since 2000

**Sonic Boom Pyrotechnics, Inc.**  
**3655 West 59<sup>th</sup> Place**  
**Chicago, IL 60629**  
**(708) 557-4141 Fax (708)499-6511**

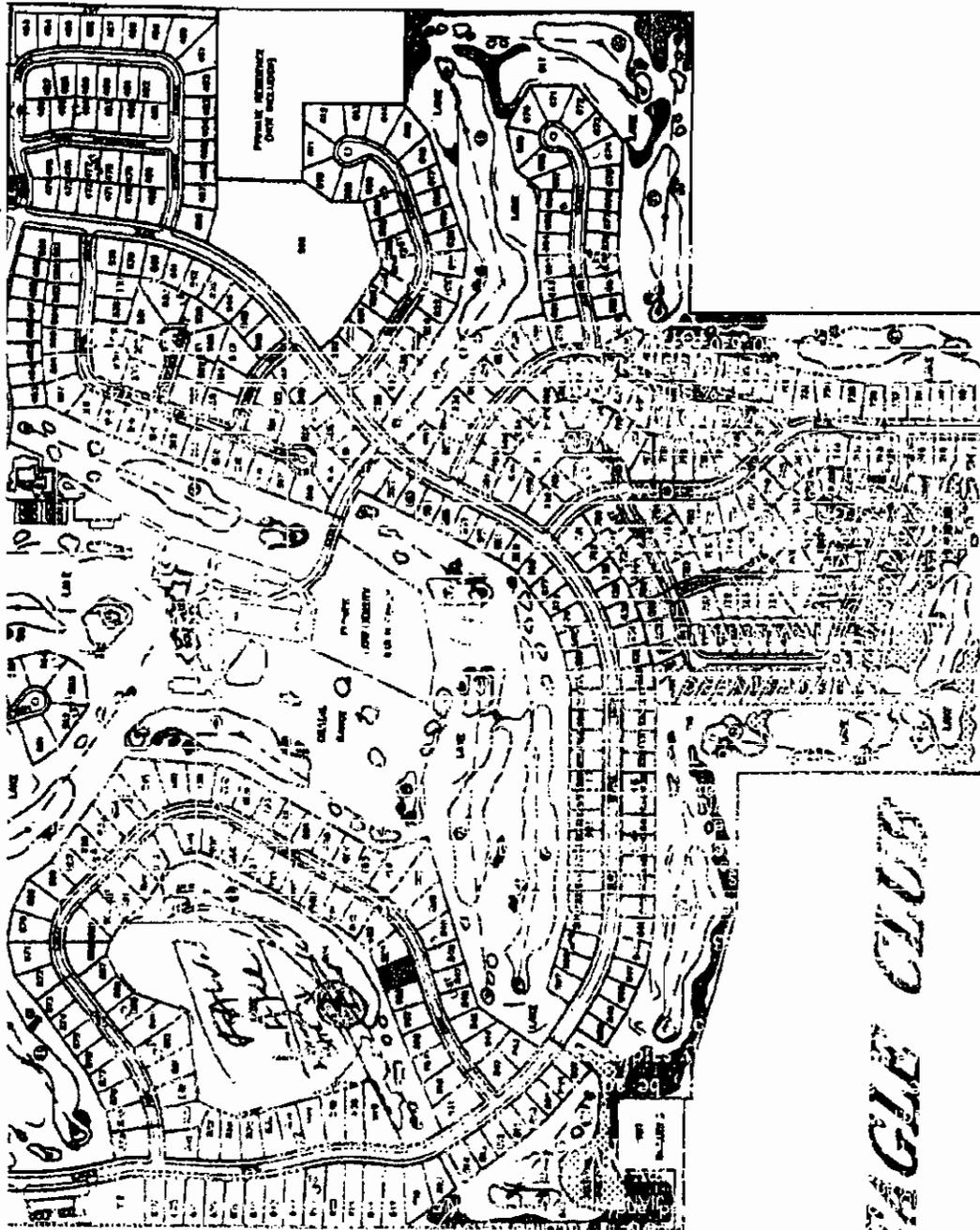
**LIST OF INVENTORY FOR WHITE EAGLE FIREWORKS DISPLAY ON JUNE 27, 2009**

Shells: 200) 3" display shells  
90) 2.5" display shells

Cakes: 15) 49-300 shots, 0.75" - 1.25" diameter tube



Proposed shoot site for White Eagle Home owner's June 27th 2009 fireworks display shot by Sonic Boom Pyrotechnics, Inc.



**WINDY EAGLE CLUB**

MAY-21-2009 09:22 From:K2724

To:6304282503

P.1/1



Thursday, May 21, 2009

Sonic Boom Pyrotechnics  
Brian Byczek  
3655 West 59<sup>th</sup> Place  
Chicago, IL 60629

Dear Brian:

This letter is to confirm that the Saturday June 27<sup>th</sup>, 2009 Fireworks show over Fawn Lake is approved by the White Eagle Country Club. White Eagle Country Club will require a copy of the insurance policy with the club named as additional insured. The club will also require that all city permits and requirements are met before the show date.

Sincerely,

A handwritten signature in black ink, appearing to be "J. Cohen", with a long horizontal flourish extending to the right.

Jeffery I. Cohen, CCM  
General Manager/COO

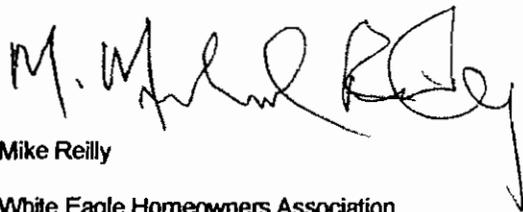
May 21, 2009

Sonic Boom Pyrotechnics  
Brian Byczek  
3655 West 59<sup>th</sup> Place  
Chicago, IL 60629

Dear Brian:

This letter is to confirm that the Saturday June 27<sup>th</sup>, 2009. Fireworks show over Fawn Lake is approved by the White Eagle Homeowners Association. White Eagle Homeowners Association will require a copy of the insurance policy with the Association named as additional insured. The club will also require that all city permits and requirements are met before the show date.

Sincerely,



Mike Reilly

White Eagle Homeowners Association

May 26, 2009

Fawn Lake Residents

The Naperville Fire Department has requested that we send this letter to notify you that we are once again applying for a permit to shoot fireworks over Fawn Lake on Saturday June 27<sup>th</sup>, 2009 at approximately 9:15 P.M. (Rain Date July 18<sup>th</sup>). The fireworks will be shot from behind 2460 Fawn Lake and directed over the lake. This is to notify you that your home is in proximity of the fallout area. If you have any questions you may contact me at 630-904-0094 or John Meyers at the Naperville Fire Department.

Thanks much

Ryan Rigby

**CITY OF NAPERVILLE  
MEMORANDUM**

**DATE:** June 3, 2009

**TO:** Doug Krieger, City Manager.

**Through:** Michael Zywanski, Assistant Fire Chief  
Pam LaFeber, City Clerk

**FROM:** John H. Meyers, Fire Prevention Supervisor 

**SUBJECT:** Outdoor Fireworks Display - Naperville Park District - July 4, 2009  
Knoch Park, 724 S. West Street.

---

**PURPOSE:**

The purpose of this memorandum is to recommend approval of the Fireworks Permit for the Naperville Park District outdoor fireworks display on Saturday, July 4, 2009, at Knoch Park, 724 S. West Street.

**BACKGROUND:**

The Exchange Club of Naperville is sponsoring the July 4<sup>th</sup> activities in the area of Knoch Park, 724 S. West Street. They have requested a permit for an outdoor fireworks program at dusk (9:30 P.M.) on Saturday, July 4, 2009. Rain Date: July 5, 2009, 9:30 P.M.

**DISCUSSION:**

In accordance with the Naperville Municipal Code, an application for the fireworks permit must be approved by the City Council. All of the necessary paperwork has been filed with the Fire Department. A scaled site plan for this event is on file at the Naperville Fire Department.

**RECOMMENDATION:**

If you concur that everything is in order, please place this item on the City Council Agenda for June 16, 2009, for their consideration, with the recommendation to approve the fireworks permit, subject to the Fire Department's site walk-thru/inspection, and final approval.

Cc: Michael Zywanski, Assistant Fire Chief  
Richard Mikel, Assistant Fire Chief  
Dushan Budimir, Bureau Fire Chief  
File

MELROSE PYROTECHNICS, INC.

KINGSBURY INDUSTRIAL PARK  
HEINOLD COMPLEX  
POST OFFICE BOX 302  
KINGSBURY, IN 46345

T 219.393.5522 800.771.7976  
F 219.393.5710 800.775.7976



WINNERS  
OF THE  
2006 GOLD  
JUPITER  
AWARD  
AT  
L'INTERNATIONAL  
DES FEUX  
LOTO-QUÉBEC

April 23, 2009

City Clerk's Office  
City of Naperville  
P.O. Box 3020  
Naperville, IL 60566

Dear Nancy,

Once again we have been contracted by the Naperville Exchange Club to conduct their annual July 4<sup>th</sup> fireworks display.

Please find enclosed the permit application, the insurance certificate, the site diagram, our BATFE license, our distributor's license, the shell summary, and operator's license.

If you need any other information to issue the permit, please contact me at your convenience. If I don't hear from you, I will assume everything is in order and the permit will be given to Greg the day of the display.

Thank you for your time and attention to this matter.

Sincerely,

Wanda Schoof  
Melrose Pyrotechnics, Inc.

*Nancy,*

*Please use the bond sent in with the Naperville  
North High School for this display*

RECEIVED  
APR 28 2009

NAPERVILLE CITY CLERK



# Naperville

**FIREWORKS PERMIT**

**APPLICATION**

APPLICANT (Organization): The Exchange Club of Naperville

APPLICANT (Representative): Bob Kerns

Wanda Schoof

Greg Smalley

ORGANIZATION ADDRESS: c/o Ribfest, P.O. Box 2798, Naperville, IL PHONE: \_\_\_\_\_

FIRM PROVIDING FIREWORKS: Melrose Pyrotechnics, Inc. PHONE: (800) 771-7976

ADDRESS FIREWORKS FIRM: P.O. Box 302 - Kingsbury, Indiana 46345

FIREWORKS FIRM REPRESENTATIVE: Bob Kerns

FIREWORKS DISPLAY DATE: July 4, 2009 TIME: Approx. 9:30 p.m.

DISPLAY LOCATION: Knoch Park - Naperville, IL

**PLEASE ATTACH THE FOLLOWING TO THE COMPLETED APPLICATION:**

1. Map of display location and display setup.
2. Bond (\$1,000) - cash, personal or company bond.
3. Liability Insurance (copy of insurance policy).

Signatures of Applicants: *[Signature]* Age: 51  
*Wanda Schoof* Age: 39  
*Greg Smalley* Age: 46

(All accidents must be reported to the Office of the State Fire Marshal within 36 hours of occurrence.)

Completed application with attachments submitted to City Clerk's Office. City Clerk forwards copy of Fire and Police Departments for approval. Approved application returned to City Clerk for forwarding to City Council for approval. Fire Department issues permit upon receipt of notice of Council approval from City Clerk.

NOTE: It is the responsibility of the applicant to coordinate with the Fire and Police Departments before and during the celebration.

Reviewed by Police Department: \_\_\_\_\_

Reviewed by Fire Department: *[Signature]*

**Fire Prevention Supervisor**

**Pat Quinn, Governor****David B. Foreman, State Fire Marshal****Office of the State Fire Marshal**

March 31, 2009

Mr. Michael Cartolano  
 Melrose Pyrotechnics, Inc.  
 Kingsbury Industrial Park  
 P.O. Box 302  
 Kingsbury, IN 46345

**Via Facsimile (800) 775-7976**

Re: Pyrotechnic Distributor License for Melrose Pyrotechnics, Inc. for Outdoor Professional, Proximate Audience, and Flame Effect Displays  
 Outdoor Professional, Proximate Audience, and Flame Effect Pyrotechnic Operator licenses issued to Melrose Pyrotechnics, Inc.'s currently licensed Operators

Dear Mr. Cartolano:

The Office of the State Fire Marshal (OSFM) is in the process of finalizing the renewal application process for Pyrotechnic Distributors and Operators. We are currently awaiting a legal opinion from another state agency that directly impacts the requirements of our renewal process. Once we have resolved this issue, the agency will finalize the application renewal process and make it available immediately.

Therefore, this letter serves as an extension of the above mentioned licenses for a period not to exceed June 8, 2009. Please ensure all Pyrotechnic Operators who are working during this period of time are provided a copy of this extension which should be carried with them in conjunction with their hard license at all times. If any AHJ has a question regarding this letter or the validity of any license issued to Melrose Pyrotechnics, Inc. please have them call or e-mail me at 217/558-0639, [Misty.Matykiewicz@illinois.gov](mailto:Misty.Matykiewicz@illinois.gov).

Sincerely,

Misty Matykiewicz  
 Director of the Fire Prevention Division

1035 Stevenson Drive  
 Springfield, IL 62703  
 217/785-0969

JRTC 100 W. Randolph Suite 4 -600,  
 Chicago, IL 60601  
 312/814-2693

2309 W. Main  
 Marion, IL 62959  
 618/993-2343

Web site: [HTTP://WWW.STATE.IL.US/OSFM/](http://www.state.il.us/osfm/)



**LICENSE/PERMIT (18 U.S.C. CHAPTER 40, EXPLOSIVES) - Page 1 of 3 - Agenda Item: I.2.**

In accordance with the provisions of Title XI, Organized Crime Control Act of 1970, and the regulations issued thereunder (27 CFR Part 555) you may engage in the activity specified in this license/permit within the limitations of Chapter 40, Title 18, United States Code and the regulations issued thereunder, until the expiration date shown. See "WARNING" and "NOTICES" on back.

DIRECT ATF  
CORRESPONDENCE  
TO

Christopher R. Reeves  
Chief, Federal Explosives Licensing Center (FELC)  
Bureau of Alcohol, Tobacco, Firearms and Explosives  
244 Needy Road  
Martinsburg, West Virginia 25405  
Telephone: 1-877-283-3552, Fax: 1-304-616-4401

LICENSE/  
PERMIT  
NUMBER

4-IN-091-21-2A-00528

EXPIRATION  
DATE

January 1, 2012

NAME  
MELROSE PYROTECHNICS INC

Premises Address CHANGES? You must notify the FELC at least 10 days before the move.  
HEINOLD BLDG S-1-3 KINGSBURY INDUSTRIAL PARK  
KINGSBURY, IN 46345-0000

TYPE OF LICENSE OR PERMIT  
21-MANUFACTURER OF LOW EXPLOSIVES

CHIEF, FEDERAL EXPLOSIVES LICENSING CENTER (FELC)

*Christopher R. Reeves*

Christopher R. Reeves

**PURCHASING CERTIFICATION**

I certify that this is a true copy of a license/permit issued to me to engage in the activity specified.

Mailing Address CHANGES? You must notify the FELC at least 10 days before the change.

MELROSE PYROTECHNICS INC  
PO BOX 302 ATTN BECKY PIERCE  
KINGSBURY, IN 46345-0000

(SIGNATURE OF LICENSEE/PERMITTEE)

The licensee/permittee named herein shall use a reproduction of this license/permit to assist a transferor of explosives to verify the identity and status of the licensee/permittee as provided in 27 CFR Part 555. The signature on each reproduction must be an ORIGINAL signature.



**Gregory R Smalley**  
505 Chicory Street  
Machesney Park, IL 61115  
Operator Number:  
**IL06-O-00030-00434**

**Illinois State Fire Marshal**

This is to Certify That

**Gregory R Smalley**

Has completed  
all the requirements under the  
Pyrotechnic Distributor and Operator  
Act of

Date of Issue: **6/1/2008**

Expiration Date: **6/1/2009**

<b>ACORD™ CERTIFICATE OF LIABILITY INSURANCE</b>		DATE (MM/DD/YYYY) 3/16/2009
PRODUCER Phone: 440-248-4711 Fax: 440-248-5406 Britton-Gallagher and Associates, Inc. 6240 SOM Center Rd. Cleveland OH 44139	THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW.	
INSURED Melrose Pyrotechnics, Inc. P.O. Box 302 Kingsbury IN 46345	INSURERS AFFORDING COVERAGE	NAIC #
	INSURER A: <u>Lexington Ins Co</u>	
	INSURER B: <u>Granite State Insurance Co.</u>	
	INSURER C: <u>Arch Specialty Ins Co</u>	
	INSURER D: <u>LM Ins Corp</u>	
	INSURER E:	

**COVERAGES**

THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. AGGREGATE LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR	ADD'L	TYPE OF INSURANCE	POLICY NUMBER	POLICY EFFECTIVE DATE (MM/DD/YY)	POLICY EXPIRATION DATE (MM/DD/YY)	LIMITS
A		GENERAL LIABILITY <input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS MADE <input checked="" type="checkbox"/> OCCUR  GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input checked="" type="checkbox"/> PROJECT <input type="checkbox"/> LOC	1619273	1/15/2009	1/15/2010	EACH OCCURRENCE \$1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$50,000 MED EXP (Any one person) \$ PERSONAL & ADV INJURY \$1,000,000 GENERAL AGGREGATE \$2,000,000 PRODUCTS - COMPOP AGG \$2,000,000
B		AUTOMOBILE LIABILITY <input checked="" type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input checked="" type="checkbox"/> HIRED AUTOS <input checked="" type="checkbox"/> NON-OWNED AUTOS  GARAGE LIABILITY <input type="checkbox"/> ANY AUTO	CA93487531	1/15/2009	1/15/2010	COMBINED SINGLE LIMIT (Ea accident) \$1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ AUTO ONLY - EA ACCIDENT \$ OTHER THAN AUTO ONLY: EA ACC \$ AGG \$
C		EXCESS/UMBRELLA LIABILITY <input checked="" type="checkbox"/> OCCUR <input type="checkbox"/> CLAIMS MADE  <input type="checkbox"/> DEDUCTIBLE <input checked="" type="checkbox"/> RETENTION \$10,000	ULP0005662	1/15/2009	1/15/2010	EACH OCCURRENCE \$4,000,000 AGGREGATE \$4,000,000 \$ \$ \$
D		WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? If yes, describe under SPECIAL PROVISIONS below OTHER	WC734S381029 (IL)	4/4/2009	4/4/2010	<input checked="" type="checkbox"/> WC STATUTORY LIMITS <input type="checkbox"/> OTHER E.L. EACH ACCIDENT \$1,000,000 E.L. DISEASE - EA EMPLOYEE \$1,000,000 E.L. DISEASE - POLICY LIMIT \$1,000,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES / EXCLUSIONS ADDED BY ENDORSEMENT / SPECIAL PROVISIONS  
 DISPLAY DATE: July 4, 2009  
 LOCATION: Knoch Park - 724 S. West Street - Naperville, Illinois  
 ADDITIONAL INSURED: The Exchange Club Charitable Organization; Naperville Park District and City of Naperville, their Public Officials, Officers, Directors, Employees, Volunteers and Agents; Naperville Fire Department

<b>CERTIFICATE HOLDER</b>  Naperville Exchange Club P.O. Box 2798 Naperville IL 60567	<b>CANCELLATION</b>  SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, THE ISSUING INSURER WILL ENDEAVOR TO MAIL 30 DAYS WRITTEN NOTICE TO THE CERTIFICATE HOLDER NAMED TO THE LEFT, BUT FAILURE TO DO SO SHALL IMPOSE NO OBLIGATION OR LIABILITY OF ANY KIND UPON THE INSURER, ITS AGENTS OR REPRESENTATIVES.  AUTHORIZED REPRESENTATIVE 
---	---

POLICY NUMBER: 1619273-01

COMMERCIAL GENERAL LIABILITY

THIS ENDORSEMENT CHANGES THE POLICY. PLEASE READ IT CAREFULLY.

**ADDITIONAL INSURED -  
STATE OR POLITICAL SUBDIVISIONS - PERMITS**

This endorsement modifies insurance provided under the following:

COMMERCIAL GENERAL LIABILITY COVERAGE PART

SCHEDULE

State Or Political Subdivision:

The City of Naperville, its officers, directors, employees, agents and assigns.  
400 South Eagle Street  
Naperville, IL 60540

(If no entry appears above, information required to complete this endorsement will be shown in the Declarations as applicable to this endorsement.)

Section II - Who Is An Insured is amended to include as an insured any state or political subdivision shown in the Schedule, subject to the following provisions:

1. This insurance applies only with respect to operations performed by you or on your behalf for which the state or political subdivision has issued a permit.
2. This insurance does not apply to:
  - a. "Bodily Injury," "property damage" or "personal and advertising injury" arising out of operations performed for the state or municipality; or
  - b. "Bodily Injury" or "property damage" included within the "products-completed operations hazard".

Copyright, Insurance Services Office, Inc., 1997

CG 20 12 07 98

MELROSE PYROTECHNICS, INC.

KINGSBURY INDUSTRIAL PARK  
HEINOLD COMPLEX  
POST OFFICE BOX 302  
KINGSBURY, IN 46345

T 219.393.5522 800.771.7976  
F 219.393.5710 800.775.7976



## Exchange Club of Naperville July 4, 2009

### Approximate Shell Summary:

- 400 - 2 1/2" Aerial Shells
- 400 - 3" Aerial Shells
- 150 - 4" Aerial Shells
- 120 - 5" Aerial Shells
- 70 - 6" Aerial Shells

### Operator & Assistants

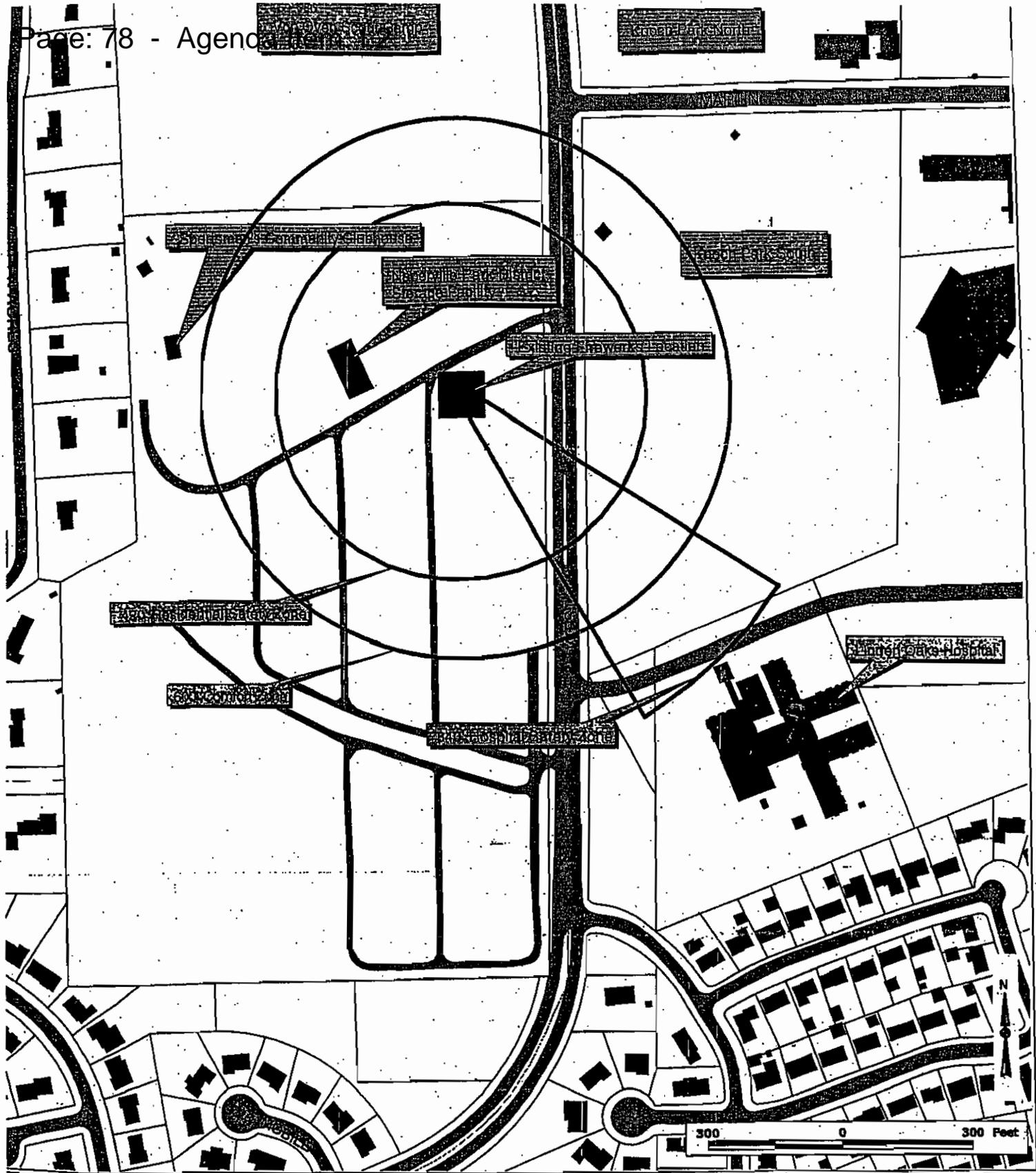
The operator will be Greg (Bob) Smalley. I have attached his state license.

We will provide two fully charged fire extinguishers for the display and the operators will bring eye, ear and head protection with them.

Gary Foiles of the Naperville Park District will be the person responsible for securing the area from the audience.

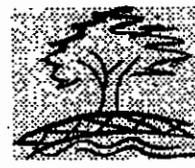
Shells will be shunted and put in approved boxes. The crew will sweep the area after the show.

The time of set-up for the Fire Department inspection prior to the show is 7:00 p.m.



**Fireworks Location**  
 Illustrates 420', 600', and 840' Safety  
 Zones for Ribfest Fireworks

Garden Plots  
 West Street  
 Naperville, IL 60540



**NAPERVILLE PARK DISTRICT**

PLANNING OFFICE	MAIN OFFICE	PLANNER
11 S 230 Bank Road Naperville, IL 60564	320 W. Jackson Ave Naperville, IL 60540	Telephone (630) 848-5016 Fax (630) 848-5019 naperville@naperville.org

DATE	REVISIONS

SCALE	1" = 300'
DATE	5/18/02
PROJECT ID	SM
DRAWN BY	HJ
CHECKED BY	HJ
MAP NUMBER	

April 29, 2009

Mr. David Harrington  
Ribfest 2009 Chairman  
Exchange Club of Naperville  
PO Box 4164  
Naperville, IL 60567-4164

Dear Dave,

On behalf of Edward Hospital, Edward Health and Fitness Center, and Linden Oaks Hospital, I hereby waive the required minimum distance from our facilities to the outdoor display of fireworks during Ribfest 2009, as per NFPA 1123, section 5.1.3.1, with the understanding that Melrose Pyrotechnics will maintain a minimum of 700 feet from our buildings and retention ponds. This waiver only covers the single fireworks display on Saturday, July 4th, 2009, or the rain date of Sunday, July 5th, 2009.

We understand that detailed traffic flow and parking plans have been developed to ensure that physicians and staff will have ready access to the hospitals during the fireworks display, and the entire run of Ribfest 2009, which is scheduled from Thursday, July 2nd, through Sunday, July 5th, 2009, from noon until 10 p.m. each day.

Should you require any additional information, please don't hesitate to contact me by phone or e-mail, as indicated below.

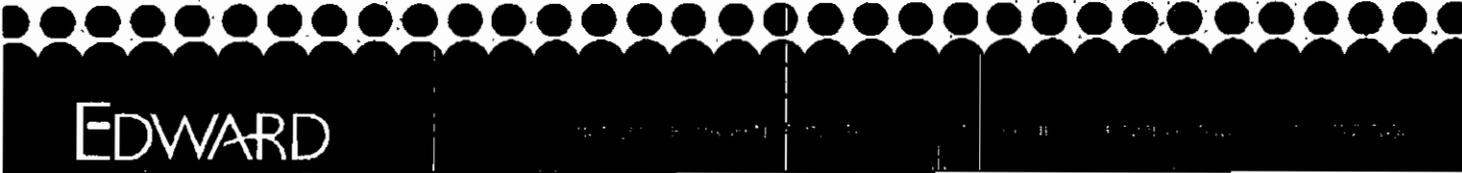
Sincerely,



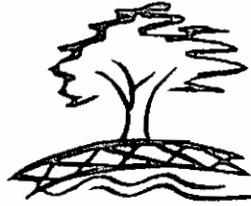
Joseph J. Zachler  
Director, Facilities, Engineering, and Public Safety  
Edward Hospital and Health Services  
801 South Washington Street  
Naperville, IL 60540  
630.527.5840  
jzachler@edward.org

JJZ/ahr

cc: L. Mastro, Linden Oaks  
C. Eggemeyer, EHFC  
C. Ferrari, Risk Management  
S. Cessna, Public Safety



EDWARD



Naperville  
Park District  
*Building for your future.*

May 22, 2009

Re: Fourth of July Fireworks 2009

To Whom It May Concern:

It is the expectation of the Naperville Park District that the Exchange Club of Naperville will use the Garden Plots along West Street for use as the detonation location of the 2009 Fourth of July Fireworks display. The Naperville Park District will communicate the closing of the garden plots to garden plot users.

Additionally, the City of Naperville will place the fencing to delineate the fall out zone.

The Naperville Park District's firework's liaison is Gary Foiles. For any questions related to the Naperville Park District and the 2009 firework's display, please feel free to contact Gary at 848.3536 or me at 848.3508.

Sincerely,

A handwritten signature in cursive script that reads "Katie Sepe".

Katie Sepe  
Human Resources Manager  
Ribfest Liaison



May 22, 2009

Re: Fourth of July Fireworks 2009

To Whom It May Concern:

It is the expectation of the Naperville Park District that the Exchange Club of Naperville will use the Garden Plots along West Street for use as the detonation location of the 2009 Fourth of July Fireworks display. The Naperville Park District will communicate the closing of the garden plots to garden plot users.

Additionally, the City of Naperville will place the fencing to delineate the fall out zone.

The Naperville Park District's firework's liaison is Gary Folles. For any questions related to the Naperville Park District and the 2009 firework's display, please feel free to contact Gary at 848.3536 or me at 848.3508.

Sincerely,

A handwritten signature in black ink, appearing to read "Katie Sepe". The signature is written in a cursive, flowing style.

Katie Sepe  
Human Resources Manager  
Ribfest Liaison



# Naperville

Please Return to:  
City Clerk's Office  
400 S. Eagle Street  
Naperville, IL 60566-7020

## Naperville

### CIRCUS/CARNIVAL APPLICATION

SPONSORING ORGANIZATION: (or Owner of Property used if solely a Profit Making Venture)

Name: MAC Amusement DBA Spectacular Midways Social Security No.: Fed I.D. # 36-3491285

Address: 1717 W 123rd St Calumet Park IL.

Chairman/President/Other: Robert Driskill 708-774-0002

Name: Dan Driskill Phone: 708-774-4177

Address: 1717 W 123rd St Calumet Park IL.

CIRCUS/CARNIVAL

Date: From: July 1, 2009 To: July 5, 2009

PURPOSE, IF ORGANIZATIONALLY SPONSORED: Rib Fest.

LOCATION: Knock Park.

ESTIMATE OF CONTENT:

No. Tents: \_\_\_\_\_ No. Sideshows: \_\_\_\_\_ No. Big Cats: \_\_\_\_\_

No. Rides: 12 No. Elephants: \_\_\_\_\_ No. Others: \_\_\_\_\_

Specify Each by Type: 16 Kiddie Rides 6 Adult Rides

Are all rides safe and in good mechanical condition yes

Provide Evidence of Insurance (Attach copy of Policy)

List last 5 towns in which your circus/carnival has appeared:

Chicago  
Oak Lawn  
Elmhurst

Summit  
Skokie

Will City Need to Furnish Electricity? NO Do you have your own generator? yes

This Application submitted by: Rob Driskill  
(Officer of Sponsoring Organization, or owner of property if Profit Venture)

Address: 11011 Lloyd Dr. Worth IR Phone: 708-774-0212

Officer of Circus/Carnival: Rob Driskill

Address: 11011 Lloyd Dr. Worth, IR Phone: 708-774-0212

NOTE: One copy only of this Application must be submitted to the City Clerk's Office no later than Three weeks before date of Circus/Carnival.

**APPLICATION MUST BE SIGNED BY A RECOGNIZED OFFICER OF CIRCUS/CARNIVAL AND BY OFFICER OF SPONSORING ORGANIZATION ( OR PROPERTY OWNER IF A PROFIT VENTURE**

This space for City use only

REVIEWED BY: [Signature] DATE: June 5, 09  
(Code Enforcement)

REVIEWED BY: [Signature] DATE: 060509  
(Police)

REVIEWED BY: [Signature] DATE: June 5, 2009  
(Fire)

REVIEWED BY: [Signature] \$ 5 JUN 09  
(Electrical Engineer) Electrical Deposit Required  
INSPECTOR

APPROVED BY CITY COUNCIL ON: \_\_\_\_\_

- cc: Traffic, NPD
- ~~DPW~~
- TED/DST
- Fire
- Electrical Engineer (If using City Electric)
- City Clerk





# Naperville

## CITY COUNCIL AGENDA ITEM

**SUBJECT:** Recommend the award of Bid 10-001, Fire Department Uniforms and Shoes.

---

**TYPE OF VOTE:** Simple Majority

---

**ACTION REQUESTED:**

Approve the award of Bid 10-001, Fire Department Uniforms and Shoes, to JCM Uniform, for an amount not to exceed \$270,000 for two years.

---

**BOARD/COMMISSION REVIEW:**

NA

---

**COUNCIL ACTION PREVIOUSLY TAKEN:**

Date of Action	Item No.	Action

**DEPARTMENT:** Fire Department  
Procurement Services Team

---

**SUBMITTED BY:** Michael E. Bevis, Chief Procurement Officer

---

**FISCAL IMPACT:**

Budgeted Account: 010-2220-422.60-63

Budgeted Amount: \$135,000 (FY10)

The total award amount is for two years, \$135,000 per year. The balance of the award, \$135,000, will be budgeted in FY11. The Fire Department's annual operating budget includes \$135,000 for uniforms for FY10.

---

**BACKGROUND:**

The Fire Department purchases uniforms for all sworn shift personnel, as well as for members of the Fire Prevention Bureau and volunteers from Naperville Emergency Management Agency. The uniform items for shift personnel are established in the collective bargaining agreement.

Fire Department uniforms meet the National Fire Protection Association Standard #1975: ‘Standard on Station/Work Uniforms for Firefighters’. A complete set of uniforms is issued to each new Fire Department employee, but individual items are replaced based on need and condition of the clothing as budgeted amounts allow. Per the collective bargaining agreement, items submitted for replacement may be appropriately repaired rather than replaced if it is reasonable to repair the item. Employees are responsible for the cleanliness and appearance of their uniforms.

**DISCUSSION:**

**NOTIFICATION AND RESPONSE:**

Notices Sent: 112  
 Planholders: 23  
 Bids Received: 6

The following firms provided bids:

<b>FIRM</b>	<b>GROUP 1 UNIFORMS/SHOES</b>	<b>GROUP 2 T-SHIRTS</b>	<b>GROUP 3 BADGES/INSIGNIA</b>	<b>TOTAL</b>
<i>JCM Uniforms</i>	<b>\$73,799.88</b>	<b>\$21,114.70</b>	<b>\$5,989.39</b>	<b>\$100,903.47</b>
Kale Uniforms	\$89,380.75	\$21,823.50	\$6,569.45	\$117,773.70
Ray O’Herron Co	*\$71,479.45	\$22,840.00	\$6,106.36	*\$100,425.81
Fireground Supply	*\$125,836.00	*\$17,370.00	*\$6,507.55	*\$149,714.15
Environmental Safety Group	*\$52,273.78	*\$14,474.60	No Bid	*\$66,748.38
Equipment Management	*\$6,317.00	No Bid	No Bid	Non- Responsive Bid

\*Non-Responsive Bid: Firms were required to bid on all items in a group in order to be eligible for award. Those with a “\*” signify those firms that did not bid on all items in that particular Group. The Fire Department requires that all items for a particular Group, i.e.: Uniforms and Shoes, be purchased from only one firm. This avoids multiple trips to various locations.

The award amount requested (\$270,000) differs from the bid amount (\$100,903.47). The quantities listed on the bid worksheets were for low bid determination and were an estimate of items used for one year. The award amount represents a two year award based on anticipated actual requirements.

**RECOMMENDATION:**

Approve the award of Bid 10-001, Fire Department Uniforms and Shoes, to JCM Uniforms for an amount not to exceed \$270,000 (\$135,000 per year) for a two year contract period.

**ATTACHMENTS:**

NA



# Naperville

## CITY COUNCIL AGENDA ITEM

**SUBJECT:** Recommend the award of Bid 10-002, Fire Department Personal Protective Gear

---

**TYPE OF VOTE:** Simple Majority

---

**ACTION REQUESTED:**

Approve the award of Bid 10-002, Fire Department Personal Protective Gear to MES for an amount not to exceed \$36,000, Fireground Supply for an amount not to exceed \$202,540 and W.S. Darley for an amount not to exceed \$15,000, for a total award not to exceed \$253,540.

---

**BOARD/COMMISSION REVIEW:**

NA

---

**COUNCIL ACTION PREVIOUSLY TAKEN:**

Date of Action	Item No.	Action
N/A		

**DEPARTMENT:** Fire Department  
Procurement Services Team

---

**SUBMITTED BY:** Michael E. Bevis, Chief Procurement Officer

---

**FISCAL IMPACT:**

Budgeted Account: 010-2220-422.60-63

Budgeted Amount: \$150,000 in FY10

The award amount is for two years at \$126,770 per year. The Fire Department's annual operating budget includes \$150,000 for protective gear for FY10. The balance of the funding for FY10 will be used for as needed gear repairs. The balance of the award, \$126,770, will be budgeted in FY11.

The competitive process yielded prices that were 10% lower than the prices under the previous contract that expires on June 30, 2009.

---

**BACKGROUND:**

Naperville Fire Department protective gear specifications meet National Fire Protection Association standard #1971, “Standard on Protective Ensemble for Structural Firefighting,” which includes specifications for flame retardancy, testing, and labeling. This contract is for protective gear, which includes fire coats and pants, boots, gloves, hoods, and helmets. All Fire Department line personnel receive one set of protective gear, which is measured and fit to the individual to achieve maximum protection on the scene of an emergency. The Fire Department purchases approximately 50 to 65 sets of protective gear annually. An individual set of gear may be replaced either because it has reached the nationally recognized standard age for replacement or because it has been damaged during an incident or through regular wear and tear to the point at which it no longer passes independent testing.

**DISCUSSION:**

**NOTIFICATION AND RESPONSE**

Notices Sent: 93  
 Planholders: 14  
 Bids Received: 7

<b>FIRM</b>	<b>GROUP 1 BUNKER GEAR</b>	<b>GROUP 2 BOOTS/GLOVES/HOODS</b>	<b>GROUP 3 HELMETS</b>	<b>TOTAL</b>
<i>MES</i>	\$84,075	<b><i>\$18,020</i></b>	\$7,665	\$109,760
<i>Fireground Supply</i>	<b><i>\$69,330</i></b>	*\$13,950	No Bid	\$83,280
<i>W.S. Darley</i>	\$74,260	\$18,660	<b><i>\$5,170</i></b>	\$98,090
Fire Apparatus	**\$68,699.59	\$18,520	\$5,447	\$92,666.59
Environmental Safety Group	\$74,226.25	\$18,142.50	\$6,464.95	\$98,833.70
Air One Equipment	\$69,700	\$22,900	\$6,615	\$99,215
Equipment Management	\$72,525	\$19,900	No Bid	\$92,425

\*Non-Responsive Bid: Firms were required to bid on all items in an entire Group to be eligible for award for that Group. Those with a “\*” signify those firms that did not bid on all items in that particular Group. The Fire Department requires that all items for a particular Group, i.e.: Bunker Gear, be purchased from only one firm.

\*\*Indicates bidding an un-approved brand/model of protective gear.

The award amount differs from the bid amount because the amounts listed on the bid worksheets were for low bid determination and were an estimate of items used for one year. The award amount represents a two year award.

*Bid 10-002, Fire Department Personal Protective Gear  
June 16, 2009  
Page 3 of 3*

**RECOMMENDATION:**

Approve the award of Bid 10-002, Fire Department Personal Protective Gear to MES for an amount not to exceed \$36,000, Fireground Supply for an amount not to exceed \$202,540 and W.S. Darley for an amount not to exceed \$15,000, for a total award not to exceed \$253,540. This is a two year contract with two one year option years available. This contract will expire on June 30, 2011.

**ATTACHMENTS:**

1. N/A





# Naperville

## CITY COUNCIL AGENDA ITEM

**SUBJECT:** Award Phase II of the Red Light Photo Enforcement Program

**TYPE OF VOTE:** Simple Majority

**ACTION REQUESTED:**

Approve the award of Phase II to Contract 09-017, Red Light Photo Enforcement, to Redflex Traffic Systems, for an amount not to exceed \$686,880 over 3 years.

**BOARD/COMMISSION REVIEW:**

**COUNCIL ACTION PREVIOUSLY TAKEN:**

Date of Action	Item No.	Action
2/20/2007	K4	Endorsed program goals
7/15/2008	K2	Approved the award of the red light photo enforcement contract.

**DEPARTMENT:** Naperville Police Department  
TED Business Group  
Legal Department  
Procurement Services Team

**SUBMITTED BY:** Michael E. Bevis, Chief Procurement Officer

**FISCAL IMPACT:**

Budgeted Account: 010-2130-421.40-35  
Budgeted Amount: FY 09-10 Budget: \$406,000  
Amount Awarded for Phase I for FY 09-10: \$119,580  
Amount of Award for Phase II for FY 09-10: \$152,640

**BACKGROUND:**

On February 20, 2007, the City Council endorsed the following goals for the Automated Red Light Photo Enforcement Program:

- Reduce the number of injury crashes through the reduction of right angle and turning crashes at selected intersections
- Reduce the number of total crashes at selected intersections
- Reduce instances of red light running violations at selected intersections

In July, 2008 the City entered into a contract with Redflex Traffic Systems, Inc. for the implementation of automated red light photo enforcement systems. After reviewing the several candidate locations, the intersection of Illinois Route 59 and North Aurora Road (south and west approaches) was selected for the initial camera installations. These intersection approaches were selected based upon a number of factors including crashes involving injury, overall crash history, traffic volumes, red light violation survey counts. Included in that discussion was that photo enforcement at additional intersections would be considered after a four month performance evaluation and impact assessment of the initial camera installations.

**DISCUSSION:**

A review of the initial four months of data demonstrates that the Automated Red Light Photo Enforcement Program is achieving all of the desired program objectives as outlined to the City Council in a Manager's memorandum on May 22, 2009. The number of injury, right angle and turning crashes, and total crashes has been reduced.

Since the initial phase of the program has been successful, staff recommends beginning the implementation of the second phase of the program. The intersections of Illinois Route 59 at Diehl Road and US 34/Ogden Avenue at Aurora Avenue are two of the four highest priority locations identified in the original implementation plan. Engineering drawings for these two intersections have already been reviewed and approved by the Illinois Department of Transportation (IDOT). Once given a notice to proceed, red light enforcement systems can be activated in approximately two months at both locations.

Two additional photo enforcement systems were also anticipated for FY 09-10 on DuPage County routes. DuPage County does not have an approved red light policy and is not approving installations on their systems. The Mayor has sent the County a letter encouraging them to finalize their red light policy.

**Cost Summary**

The Automated Red Light Photo Enforcement Contract allows for the potential for up to fifteen intersections to be equipped with red light cameras. A fixed monthly fee is applied for each intersection approach regardless of the number of violations issued. The monthly fee is \$5,195 for intersection approaches of five traffic lanes or more and \$4,770 for intersection approaches of 4 traffic lanes or less. The initial contract term is three years from the date that the system begins issuing citations. The contract can be extended for an additional term(s) if desired.

For the intersections of Illinois Route 59 at Diehl Road and US 34/Ogden Avenue at Aurora Avenue, the cost breakdown is as follows. All monitored approaches at both locations have four lanes or less.

09-017, Automated Red Light Photo Enforcement Program – Phase II Implementation

June 16, 2009

Page 3 of 3

- Illinois Route 59 at Diehl Road-\$4,770 monthly fee x 2 approaches x 36 months = \$343,440
- US 34/Ogden Avenue at Aurora Avenue-\$4,770 monthly fee x 2 approaches x 36 months = \$343,440

Total for both intersections = \$686,880 for the initial three year contract term

**RECOMMENDATION:**

Staff recommends to amend the original contract and approve the award of Phase II of the Automated Red Light Photo Enforcement Program, RFQ 09-017, to Redflex Traffic Systems, Inc, for an additional amount not to exceed \$686,880 (\$152,640 for fiscal year 09-10 with the remaining \$534,240 for the period beginning May 1, 2010 and extending through 2012) for photo enforcement at two additional intersections.





# Naperville

## CITY COUNCIL AGENDA ITEM

**SUBJECT:** Accept the public improvements and authorize the City Clerk to reduce the corresponding public improvement sureties.

---

**TYPE OF VOTE:** Simple Majority

---

**ACTION REQUESTED:**

Accept the public underground improvements in Bradford Commons Lot 1 (AMCORE Bank), Bristol Station, Cotswold Manor, Monarch Landing Phase I, and Springbrook Square and accept the public street light improvements in Cotswold Manor.

Authorize the City Clerk to reduce the corresponding public improvement sureties.

---

**BOARD/COMMISSION REVIEW:**

N/A

---

**COUNCIL ACTION PREVIOUSLY TAKEN:**

Date	Item	No. Action

**DEPARTMENT:** TED

---

**SUBMITTED BY:** William J. Novack

---

**FISCAL IMPACT:**

N/A

---

**ATTACHMENTS:**

- Public Improvements Spreadsheet

CITY OF NAPERVILLE - Transportation, Engineering, and Development Business Group

DATE: 6/6/2009  
 TO: Douglas Krueger  
 FROM: William J. Novack

SUBJECT: Acceptance of Improvements as  
 Per Section 7-3-4 of City Code.  
 Council Meeting of: June 16, 2009

DEVELOPMENT	SURETY	STREETS	STORM SEWERS	SANITARY SEWERS	WATERMAIN	STREET LIGHTING	STREETSCAPE	CERTIFICATION OF COMPLETION	BILL OF SALE	CONCURRENT WITH PROVISIONS
Bradford Commons - Lot 1	LOC				\$11,407.50			xxxx	xxxx	xxxx
Bristol Station	LOC				\$16,957.90			xxxx	xxxx	xxxx
Cotswold Manor	LOC		\$10,019.60	\$5,395.30	\$9,641.00	\$2,730.00		xxxx	xxxx	xxxx
Monarch Landing - Phase I	CASH			\$34,985.74	\$20,704.62					
Springbrook Square	BOND			\$4,630.30	\$13,371.80					

LOC = Letter of Credit      Bond = Maintenance Bond      Cash = Cash Deposit

The public improvements identified above have been completed in accordance with the plans, specifications and inspections, and may now be accepted. The corresponding public improvement bond and cash deposit amounts will be retained for a period of one year to guarantee the satisfactory performance of the improvements.

  
 William J. Novack  
 City Engineer



# Naperville

## CITY COUNCIL AGENDA ITEM

**SUBJECT:** Naperville Central High School – PC #9-1-42

**TYPE OF VOTE:** Conveyance Requires 6 Positive Votes. Simple Majority for Ordinance.

**ACTION REQUESTED:**

1. Adopt the resolution authorizing conveyance of a 9,079 square foot parcel, commonly referred to as “Parcel E”, located along the Webster Street right-of-way, north of Hillside Road, in accordance with the Local Property Transfer Act; AND
2. Pass the ordinance authorizing a preliminary/final subdivision plat to establish a legal lot-of-record for the property occupied by Central High School with variances to required setbacks, building height, and landscape code requirements.

**BOARD/COMMISSION REVIEW:**

The Plan Commission considered this matter on May 20 and June 3, 2009. At their June 3, 2009 meeting, the Plan Commission unanimously recommended approval of the petition. Staff concurs.

**COUNCIL ACTION PREVIOUSLY TAKEN:**

Date	Item	No. Action
N/A	N/A	N/A

**DEPARTMENT:** TED

**SUBMITTED BY:** Amy Emery, AICP, Community Planner

**FISCAL IMPACT:**

N/A

**BACKGROUND:**

The subject property is located at 440 W. Aurora Avenue. The 28 acre site is home to Central High School and its accessory parking, track, stadium, administrative offices and related uses. The property is zoned R1A (Low Density Single-Family Residence District). Primary and secondary schools that do not have boarding facilities are permitted uses in the R1A District.

The petitioner, Naperville Community School District 203, 203 W. Hillside Road, Naperville, IL 60540, seeks approval of a preliminary/final subdivision plat to establish a legal lot-of-record for the property occupied by Central High School. In conjunction with this request, variances from the following sections of the Municipal Code have been requested to accommodate renovation of high school:

- 6-6A-7 (R1A Yard Requirements) to accommodate existing and proposed parking areas and a portion of the existing building,
- 6-6A-8 (R1A Height Requirements) to allow the building height to exceed thirty-five feet (35’); and
- Section 5-10-3 (Landscape) related to required building foundation plantings, interior parking lot landscape islands, perimeter parking lot landscaping, parkway plantings and perimeter site plantings.

**DISCUSSION:**

*Preliminary/Final Plat of Subdivision*

The subject property has been established through a series of deed divisions. Naperville does not recognize assessment plats or deed divisions as a means of subdividing land for zoning purposes, so the petitioner is seeking to resubdivide the subject property to establish it as a legal lot-of-record. No new lots will be created as a result of the proposed subdivision; the proposed lot meets all applicable zoning and subdivision regulations. In conjunction with this plat request, School District 203 is dedicating easements for perimeter public utilities and drainage and sidewalk, as well as the following easements for future roadway improvements:

- A 50’x50’ triangle of additional right-of-way at West Street and Aurora Avenue;
- A 30’ x 30’ triangle of additional right-of-way at West Street and Hillside Road; and
- 12’ of additional right-of-way along the entire Aurora Avenue frontage.

*Property Conveyance*

The proposed subdivision plat includes 9,079 square feet (0.20 acre) of land adjacent to the Webster Street right-of-way (shown on the proposed subdivision plat as “Parcel E”) currently owned by the City of Naperville. This land was originally deeded from School District 203 to the City of Naperville in 1962 for the purpose of creating a cutoff from Webster Street to Eagle Street through what is now the Naper Settlement (R62-3763 recorded 02-09-1962). As this road was never constructed, “Parcel E” is not needed for right-of-way. It will become part of Lot 1 if the proposed subdivision plat is approved. In accordance with the requirements of the Local Government Property Transfer Act, School District 203 Board has prepared an ordinance to request official conveyance of that property from the City of Naperville back to School District 203.

*Naperville Central High School – PC #9-1-42*

*June 16, 2009*

*Page 3 of 4*

### *Setback Variances*

Specific setback requirements for the subject property are described in Attachment 1. In summary, variances are needed to accommodate:

- Existing and proposed parking areas along Aurora Avenue, West Street, Hillside Road, Webster Street and along the property line shared with the Naper Settlement;
- A portion of the improved stadium track; a
- A portion of the existing building along Hillside Road.

No setback variances are required for newly constructed areas of the Naperville Central High School building. The requested variances are directly related to the size of the property, as the site is significantly undersized for its capacity and the urbanized setting of Naperville Central High School makes additional land acquisition impossible (Central's capacity of 3,000 students, is accommodated on a 28-acre parcel; high schools of this capacity are typically constructed on 80 -100 acre parcels). Staff recommends approval of the requested variances.

### *Building Height Variance*

The maximum height for all buildings and structures in the R1A District is limited to two and one-half (2 ½) stories not to exceed thirty five feet (35'). Portions of the existing building are three (3) stories in height. The renovated building, including rooftop mechanical unit screening, will have a maximum height of 53 feet (53'). Therefore, the petitioner is seeking a variance to section 6-6A-8 (RIA, Height Limitation) of the Municipal Code. Portions of current building have existed at this height without incident for many years; thus, no new additions will exceed the height of the existing building. Staff recommends approval of the height variance request.

### *Landscape Variances*

Given limited size of the subject property, the importance of maximizing off-street parking, the location of existing parking areas relative to property lines, and safety concerns related to plantings located close to the building foundation, several landscape variances are being requested by the petitioner. A more detailed description of the landscape variances requested and rationale for each is provided in Attachment 2. The proposed site will include more landscaping on all frontages than is currently provided. The petitioner has provided a response to the standards for granting the requested variances with the petition. Staff concurs and recommends approval of the variances.

### *Building Elevations*

The proposed elevations for the renovated high school are consistent with the *Building Design Guidelines*. The exterior will include varied roof lines and an attractive combination of masonry, stone and glass materials. The design shows an appreciation for the fact that this school is an important and visible building on a gateway route leading into Downtown Naperville.

### *Parking*

With the renovation project, nearly 100 off-street parking spaces will be added to the Naperville Central High School property. The 1,021 off-street parking spaces that are proposed will exceed the Municipal Code requirement of 909 spaces. Ample bicycle parking is also planned with the renovation in excess of city requirements.

*Stormwater Management*

The proposed development shall comply with the DuPage County Stormwater and Floodplain Ordinance. Required detention will be provided in underground vaults beneath the parking lots near Porter Avenue. The petitioner has also coordinated with the Naper Settlement to consider opportunities to share stormwater capacity between these two sites.

*Plan Commission Action*

The Plan Commission opened the public hearing for this case on May 20, 2009. Staff and the petitioner gave an overview of the project and one resident spoke in favor of the request. The Plan Commission continued the case to June 3, 2009 to allow the petitioner to submit a cross section exhibit to appreciate the setback and height of the proposed renovation relative to Aurora Avenue. The Plan Commission unanimously recommended approval on June 3, 2009 (Approved 6 to 0).

*Staff Summary*

Staff recommends approval of the subdivision and associated variances to accommodate the renovation plans for Central High School. Given site constraints the petitioner has made every effort to provide additional landscaping on-site and a building that compliments the scale of the existing structure and enhances the gateway into Downtown Naperville.

**RECOMMENDATION:**

1. Approve the resolution authorizing conveyance of a 9,079 square foot parcel, commonly referred to as “Parcel E”, located along the Webster Street right-of-way, north of Hillside Road, in accordance with the Local Property Transfer Act; AND
2. Concur with the Plan Commission and pass the ordinance authorizing a preliminary/final subdivision plat to establish a legal lot-of-record for the property occupied by Central High School with variances to required setbacks, building height, and landscape code requirements.

**ATTACHMENTS:**

1. Naperville Central High School – Memo Attachment 1 Setback Variances – PC #9-1-42
2. Naperville Central High School – Memo Attachment 2 Landscape Variances –PC#9-1-42
3. Naperville Central High School – Development Petition PC# 9-1-42
4. Naperville Central High School – Location Map – PC #9-1-42
5. Naperville Central High School – May 20, 2009 Plan Commission Minutes – PC #9-1-42
6. Naperville Central High School – June 3, 2008 Plan Commission Minutes – PC#9-1-42
7. Naperville Central High School – Resolution Paperwork for Conveyance– PC#9-1-42
8. Naperville Central High School – Ordinance Paperwork for Preliminary/Final Subdivision Plat– PC#9-1-42
9. Naperville Central High School – Ordinance Paperwork for Variances – PC#9-1-42
10. Naperville Central High School - Preliminary / Final Subdivision Plat – PC9-1-42
11. Naperville Central High School – Landscape Plan – PC9-1-42
12. Naperville Central High School - Building Elevations – PC 9-1-42
13. Naperville Central High School – Maximum Height Variance Exhibit – 9-1-42
14. Naperville Central High School – Variance Exhibit 9-1-42
15. Naperville Central High School – Aurora Avenue Section Exhibit 9-1-42

\*Full size exhibits available for reference in the office of the City Council.

## ATTACHMENT 1

<b>Section 6-6A-7 (R1A Yard Requirements) Applicability to Central High School</b>			
<b>Frontage</b>	<b>Yard Designation</b>	<b>Required Setback</b>	<b>Variance Request</b>
Aurora Avenue	Front Yard	30 ft	15.6' variance to allow parking lot approx. 15' from property line
West Street	Corner Side Yard	42.5 ft = 30 feet + 1 ft for each 2 ft building exceeds 28 ft in height	13.1' variance to allow parking lot approx. 30' from property line
Webster Street	Corner Side Yard	42.5 ft = 30 ft + 1 ft for each 2 ft building exceeds 28 ft in height	9.5' variance to allow parking lot with approx. 33' setback
Adjacent to Naper Settlement	Interior Side Yard	27.5 ft = 15 ft + 1 ft for each 2 ft building exceeds 28 ft in height	12.5' variance to allow a parking lot with a 15' setback
Hillside Road	Rear Yard	30 ft	30' variance to allow 0' setback for parking  2.1' variance to allow approx. 28' building setback

**ATTACHMENT 2**  
**LISTING AND DESCRIPTION OF PROPOSED**  
**NAPERVILLE CENTRAL HIGH SCHOOL LANDSCAPE VARIANCES**

1. Section 5-10-3:4 – Building Foundation Plantings. The petitioner is seeking to omit the required two foot (2') wide landscape planting area adjacent to the building to guarantee clear and direct access to all sides of the school.
2. Section 5-10-3:5.2- Perimeter Parking Landscape Area. The Municipal Code requires a minimum five foot (5') wide landscape be provided around that part of the perimeter of all parking lots which abut another parcel or public right way. Within this area a 100% landscape screen to a height of 30 inches is required. Due to the location of existing parking areas and space needed for snow removal, a variance to this requirement is requested along the West Street and Hillside Road frontages. The petitioner is also seeking to reduce the required plantings by 50% along the Aurora Road frontage to maintain adequate space for snow removal and avoid conflicts with sight lines at exit locations. There are no presently no plantings in this area today.
3. Section 5-10-3:5.1 - Interior Parking Lot Landscape Islands. The Municipal Code requires concrete curbed islands at the end of each parking row and to divide parking rows so no more than 20 adjacent parking spaces are provided without a landscape island. The petitioner is seeking to deviate from this requirement to maximize parking spaces on-site.
4. Section 5-10-3-4 Perimeter Site Landscaping. The Municipal Code requires trees be planted around all property lines spaced not more than seventy feet (70') apart. Due to the fact that the parking areas along Hillside Road extend to the property line in some areas, there is no room for perimeter site plantings. Therefore, a variance to remove eleven (11) perimeter site plantings is required.

Also, due to the fact that a sidewalk and bus turnaround is provided along the property line shared with the Naper Settlement, a variance is needed to omit five (5) perimeter site plantings in this area is also required.

5. Section 5-10-3-3 Parkway Landscaping. The Municipal Code stipulates that trees shall be planted and evenly spaced not more than forty feet (40') apart along roadway frontages. The petitioner is seeking a variance to this requirement along Hillside Road given the limited land available for planting, the fact that parking is constructed to the property line in some areas and visibility concerns. The petitioner is proposing to provide parkway trees spaced 70' apart along the West Street, rather than the 40' spacing required. Staff supports this request as it will allow for more landscaping along West Street than is currently provided on this frontage and will allow necessary off-street parking to remain on both the West and Hillside frontages.

CITY OF NAPERVILLE  
T.E.D. BUSINESS GROUP  
PETITION FOR DEVELOPMENT APPROVAL

Development Name (should be consistent with plat): Naperville Central High School

Development Address: 440 Aurora Avenue

Date of Submission: May 5, 2009

**I. APPLICANT:**

Naperville Community Unit School District 203  
Name Corporation

203 W. Hillside Road  
Street

Naperville IL 60540  
City State Zip Code

Craig Williams Chief Information Officer 630-420-6473  
Primary Contact Person Relationship to Applicant Telephone Number

630-983-2235 cmwilliams@naperville203.org  
Fax Number E-Mail Address

**II. OWNER OF THE PROPERTY:**

Naperville Community Unit School District 203  
Name

203 W. Hillside Road, Naperville, IL 60540  
Address

**III. APPLICANT'S/PETITIONER'S STAFF:**

Attorney: David E. Zajicek, Hinshaw & Culbertson LLP Telephone Number: 630-505-4167  
Email Address: dzajicek@hinshawlaw.com Fax Number: 630-505-0959  
Address: 4343 Commerce Court, Suite 415, Lisle, IL 60532

Engineer: Paul C. Cureton, P.E., Project Manager Telephone Number: 630-739-6606  
Address: Wight & Co., 2500 N. Frontage Road, Darien, IL 60561 Fax: 630-823-2211  
E-mail pcureton@wightco.com

**IV. ACTION REQUESTED (Check applicable boxes and complete corresponding Exhibits):**

- |   |   |
|---|---|
| <input type="checkbox"/> Annexation (see <b>Section V</b> below)                                    | <input type="checkbox"/> Subdivision Waiver / Deviation to Platted Setback Line<br>(Complete <b>Exhibit 4</b> ) |
| <input type="checkbox"/> Rezoning from ___ To ___<br>(Complete <b>Exhibit 1</b> )                   | <input checked="" type="checkbox"/> Zoning Variance<br>(Complete <b>Exhibit 5</b> )                             |
| <input type="checkbox"/> Preliminary PUD Plat<br>(Complete <b>Exhibit 2</b> )                       | <input type="checkbox"/> Final PUD Plat<br>(Complete <b>Exhibit 2</b> )   |
| <input type="checkbox"/> Major Change to a Planned Unit Development<br>(Complete <b>Exhibit 2</b> ) | <input type="checkbox"/> Minor Change to a Planned Unit Development<br>(Complete <b>Exhibit 2</b> )             |
| <input checked="" type="checkbox"/> Preliminary Plat of Subdivision                                 | <input checked="" type="checkbox"/> Final Plat of Subdivision   |
| <input type="checkbox"/> Conditional Use<br>(Complete <b>Exhibit 3</b> )                            | <input type="checkbox"/> Major Change to a Conditional Use<br>(Complete <b>Exhibit 3</b> )                      |
| <input type="checkbox"/> Minor Change to a Conditional Use<br>(Complete <b>Exhibit 3</b> )          | <input checked="" type="checkbox"/> Landscape Variance<br>(Complete <b>Exhibit 6</b> )                          |
| <input type="checkbox"/> Site Plan Review   | <input type="checkbox"/> Plat of Easement / Vacation / Dedication<br>(circle all that apply)                    |
| <input type="checkbox"/> Sign Variance<br>(Complete <b>Exhibit 5</b> )                              |   |

**V. ANNEXATION**

Is this development within the City limits?

- Yes.
- Under review by another governmental agency and requires review due to 1.5 mile jurisdictional requirements.

No, **requesting annexation**

Are there electors living on the property:

- Yes  No

If yes, did they sign the Petition for Annexation?  Yes  No

**VI. SITE DATA**

- General description of site conditions (Including existing site improvements, i.e., buildings, parking, landscaping, etc.)

**Senior High School – See Site Plan, Landscaping Plan and other exhibits submitted**

**with this Petition**

- 2. Existing Utility Services (water, sewer, electricity):     All
- 3. Existing zoning on the site:     R1A
- 4. Existing Land Use:     Senior High School
- 5. Acreage & Square Footage of the site:     29.086 Acres (1,266,986 sq. ft.)
- 6. List Controlling Ordinances and agreements (zoning, annexation ordinances, SIA, site plans, preliminary/final PUD plats, etc.):

    N/A    

**VII. PROPOSED DEVELOPMENT:**

- 1. Type of Development (check all that apply):  
 Residential       Commercial       Office  
 Industrial       Other:     Senior High School Addition

- 2. Proposed Zoning:     Same: R1A

Description of Proposal: (Including proposed land use, type of use, hours of operation, number of parking spaces, and all Exhibits mandated by the request (see Page 2, Section IV for Exhibit information)– attach additional pages if necessary):

    Expansion of existing permitted use – Senior High School per Site Plan,

    Landscaping Plan and other Exhibits submitted with this Petition    

- 3. Description of Building (Including number of buildings, square footage of each building and use, maximum height, façade materials):

    Additions to two story school building per Site Plan, Landscaping Plan and

    other Exhibits submitted with this Petition

4. Describe all requested Variances / Deviations from the underlying zoning regulations (i.e. parking, setbacks, density, height/bulk etc.) **NOTE:** Complete this section as well as **Exhibit 5** – attach additional pages if necessary:

**Front, corner side, interior side and rear yard setback requirements; height requirements**

**See Exhibit 5.**

5. Describe all requested waivers from the Subdivision Regulations: (i.e. R.O.W., widths, easements, etc.) **NOTE:** Complete this section as well as **Exhibit 4** – attach additional pages if necessary:

**None**

6. Deviations from the Landscaping Regulations **NOTE:** Complete this section as well as **Exhibit 6** – attach additional pages if necessary:

**Landscaping of interior parking lot islands, perimeter parking landscape areas,**

**building foundation landscaping and perimeter site landscaping. See Exhibit 6**

7. General Land Use Data:

	Residntl.	Comrcl.	Office	Indst.	R.O.W.	Park	School	Private	Other*	Total
No. of Acres							29.086			
% of Total							100%			

\*Please explain:

8. Development Densities: N/A

	Number of Units	Gross Acres	Gross Density	Modified Gross Acres	Modified Gross Density	Building square footage	Minimum Lot Size	Maximum Lot Size	Average Lot Size
Single-Family						NA			
ownhome						NA			
Duplex						NA			
apartment						NA			
Comrc.			NA	NA	NA				
Office			NA	NA	NA				
Industrial			NA	NA	NA				

- Gross Acres = land designated for land use type including right-of-way
- Gross Density = number of units divided by gross acres
- Modified Gross Acres = residential acreage including internal right-of-way, detention facilities, school/park dedications and open space areas.
- Modified Gross Density = number of units divided by modified gross acres.

**VIII. SCHOOL AND PARK DONATION REQUIREMENTS (calculation tables must be attached):**

1. Required School Donation of  N/A  acres will be met by a \_\_\_\_\_  
\_\_\_\_\_
2. Required Park Donation of  N/A  acres will be met by a \_\_\_\_\_  
\_\_\_\_\_

**IX. PRIVATE FACILITIES**

1. Private open space and recreational facilities include:  
 N/A   
Which will be maintained by: \_\_\_\_\_ The City of Naperville  
\_\_\_\_\_ Homeowners Association  
\_\_\_\_\_ Other ( \_\_\_\_\_ )
2. Outlots and/or detention/retention facilities include (size, number and location)  
 See Final Engineering Plans for details

- Which will be maintained by: \_\_\_\_\_ The City of Naperville  
\_\_\_\_\_ Homeowners Association  
 X  Other (  Owner  )

3. Detention, retention, open space/recreation and school uses within the development:

	Private -- Homeowners Association (acres)*	Public --To be Dedicated (acres)	Other (acres)*	Total (acres)
Open Space*				
a. Park Site				
b. Common Areas*				
c. Private Facility*				
Sub-total				
School Site				<b>29.086</b>
Total				<b>29.086</b>

\*Please Explain:

*Note: Please provide a brief explanation of the type of private facility, common area, open space or other acreage included in the development (Private facilities would include facilities such as clubhouses or private swim clubs. Other could include detention/facilities or outlots for landscape buffers, subdivision identification signage or similar purposes.)*

Respectfully Submitted,

**NAPERVILLE COMMUNITY UNIT SCHOOL DISTRICT 203  
OWNER/APPLICANT**

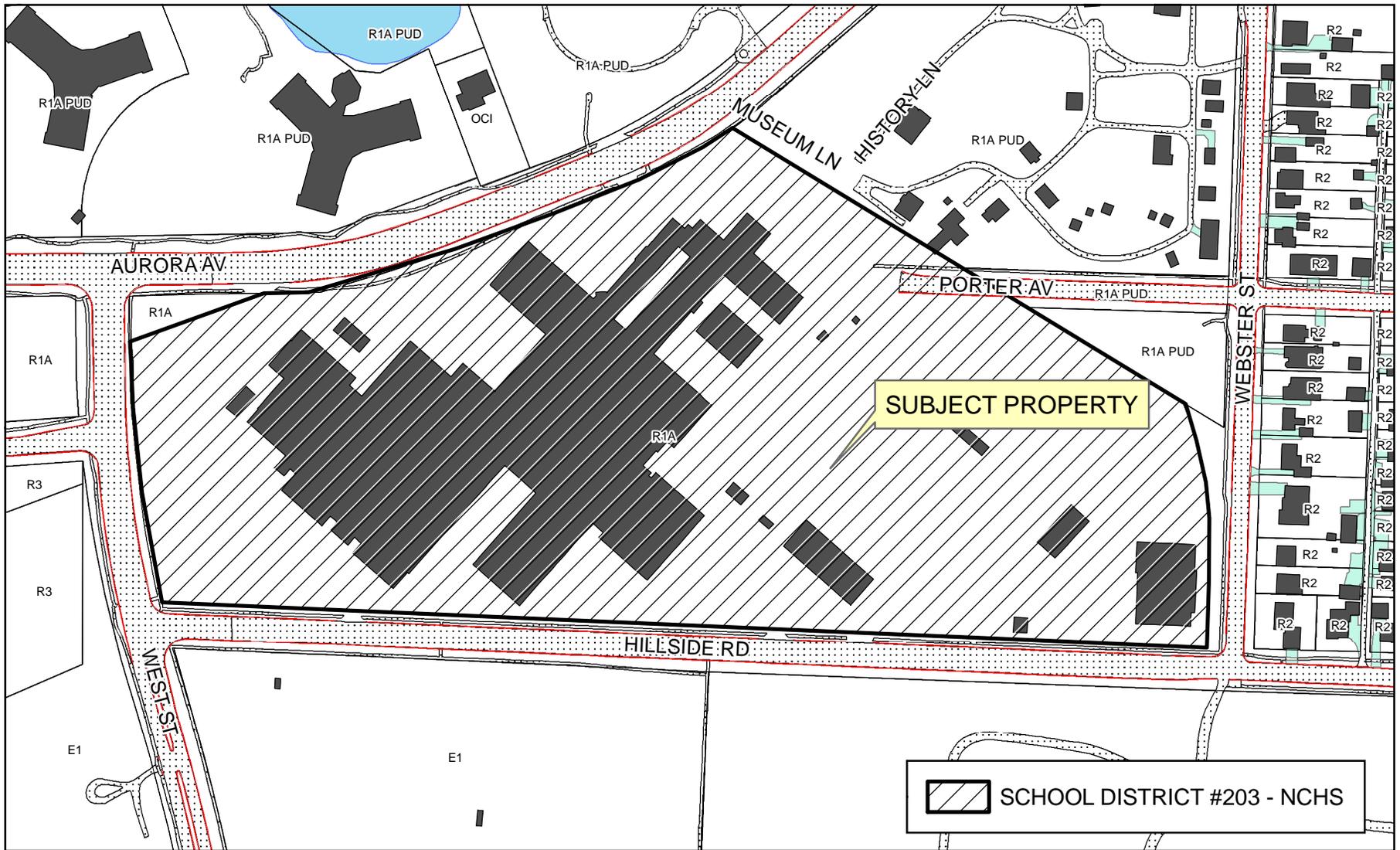
By: \_\_\_\_\_  
*Dr. Alan Leis*  
*Superintendent*

STATE OF ILLINOIS     )  
COUNTY OF DUPAGE    )  
CITY OF NAPERVILLE   )

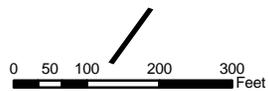
The foregoing petition was acknowledged before me by Dr. Alan Leis on the 5th day of May, 2009 A.D.

By: \_\_\_\_\_  
Print Name of Notary: \_\_\_\_\_  
Notary Public

City of Naperville  
**NAPERVILLE CENTRAL HIGH SCHOOL - PC # 09-1-42**



Transportation, Engineering and  
 Development Business Group  
 Questions Contact (630) 420-6694  
 www.naperville.il.us  
 May 2009



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**MINUTES**  
**NAPERVILLE PLAN COMMISSION**  
**May 20, 2009 - 7:00 P.M. – COUNCIL CHAMBERS**

**Call to Order (7:01 p.m.)**

**A. Roll Call**

Commissioners Present: Chairman Mike Brown, Ann Edmonds, Bill Jepson, Joe McElroy,  
Patricia Meyer, Reynold Sterlin,

Commissioners Absent: Patty Gustin, John Herzog

Student Members Absent: Michael Alber, Amit Walia

Staff Present: Community Planners – Amy Emery, Ying Liu, Jason Zawila  
Project Engineers – Jana Bryant, Andy Hynes  
Project Assistant – Dina Hagen

**B. Approve Minutes from May 6, 2009**

Motion to approve by: Jepson      Seconded by: Sterlin      Approved (6 to 0)

**C. Old Business - None**

**D. Public Hearings**

**PC Case # 1738: City Cell Tower Fire Station # 5**

**The applicant has requested to continue this case until the June 17, 2009 Plan Commission meeting.**

**PC Case #1766: Turning Pointe Autism Foundation**

**PC Case # 09-1-32: Naperville South Animal Care Clinic**

**PC Case # 09-1-42: Naperville Central High School**

Petitioner: Community School District 203, 203 W. Hillside Road, Naperville, IL 60540

Location: 440 W. Aurora Avenue Naperville, IL

Request: Approval of a preliminary/final subdivision plat to establish a single legal lot of record. In conjunction with this request, the petitioner also seeks approval of variances from Section 6-6A-7 (R1A Yard Requirements) of the Naperville Municipal Code to accommodate existing parking area and building setbacks, 6-6A-8 (R1A Height Requirements) to allow the building height to exceed thirty-five feet (35') and Section 5-10-3 (Landscape) related to required building foundation plantings, interior parking lot landscape islands, perimeter parking lot landscaping, and perimeter site plantings

Official Notice was published in the Naperville Sun on May 3, 2009.

An overview of the request was presented by Amy Emery of staff.

Craig Williams, Chief Information Officer for Naperville School District 203, represented the petitioner. He provided additional information about the request, including a visual flyover of the building noting:

- The additions to building and proposed elevations.
- The restructuring of bus drop off area and entrance to the school off of Aurora Avenue to ease the traffic flow and minimize the impact the cars have on neighboring residents.
- Proposed landscape enhancements improvements to the existing site and their relationship to municipal code requirements.
- The regional storm water management site design.

Public testimony was provided by Barbara Enright (620 South Webster Street, Naperville, Illinois 60540) who expressed appreciation for the School District and the City's work with the residents along Webster Street with regard to reducing traffic flow onto Webster Street.

During the Plan Commission discussion:

- Chairman Brown inquired as to the building elevations and height with respect to the setback from Aurora Avenue. Mr. Williams introduced Mr. Paul Cureton of White & Company (25W N. Frontage Road Darien, Illinois 60561) who stated that the increased linear footage of pavement along Aurora Avenue would be approximately 10 to 50 feet, but there would be no movement of the parking lot closer to Aurora Avenue.
- Commissioner Meyer addressed the issue of safety for the students with regard to traffic, traffic signals and student crossings on Aurora Avenue and West Street. She also asked about the proposal for the Porter Avenue parking with respect to the Naper Settlement and landscaping in that area.

Mr. Williams stated that there is no plan to change the timing for the signal light at the Aurora Avenue crosswalk and that the lengthening of the drop off area along Aurora Avenue, as well as, some additional entrances on West Street should decrease some of the traffic congestion. With regards to the landscaping for the Porter Avenue parking lot, Mr. Williams stated that the Naper Settlement is working closely with District 203 on reconfiguring and landscaping this area.

- Commissioner Jepson inquired as to the construction timeline with respect to the school calendar and organized sports. Mr. Williams responded that the district has rescheduled some of the early football games and only one home game is scheduled for the 09' fall season.

Chairman Brown continued PC#9-1-42 to June 3, 2009. He requested information about the length of linear frontage the proposed drop-off will occupy compared to the existing frontage. In addition, he requested an exhibit be provided at the June 3, 2009 meeting to

illustrate the height and scale of the building elevations along Aurora Avenue as they exist today and as proposed in relation to their proximity to Aurora Avenue. This information will help everyone to understand the visual impact of the proposed renovation along the Aurora Avenue frontage.

**E. Reports – None**

**F. Correspondence –**

The Plan Commission accepted the following correspondence with no discussion.

- Fifth Avenue Study - Project Study and Next Steps
- Floor Area Ratio (FAR) Text Amendment Memo from the Planning Services Team

**G. New Business – None**

**H. Adjourn**

A motion was made by Commissioner Sterlin and seconded by Commissioner Jepson to adjourn the meeting. The motion was unanimously approved (6 to 0).

**I. Adjournment – 9:22 pm**

**MINUTES  
NAPERVILLE PLAN COMMISSION  
June 3, 2009 - 7:00 P.M. – COUNCIL CHAMBERS**

**Call to Order (7:02 p.m.)**

**A. Roll Call**

Commissioners Present: Chairman Mike Brown, Bill Jepson, Joe McElroy, Patricia Meyer, Reynold Sterlin, Patty Gustin

Commissioners Absent: Ann Edmonds, John Herzog

Student Member Present: Michael Alber

Student Member Absent: Amit Walia

Staff Present: Community Planner – Amy Emery  
Project Assistant – Dina Hagen

**B. Approve Minutes** from May 20, 2009

Motion to approve by: Jepson Seconded by: Meyer Approved (6 to 0)

**C. Old Business - None**

**D. Public Hearings**

**PC Case # 1766 Turning Pointe Autism Foundation**

Petitioner: Turning Pointe Autism Foundation, 1111 S. Washington Street, Naperville, IL

Location: West of Plainfield-Naperville Rd., north of Saratoga Rd., south of Hamlet Rd.

Request: Approval of a conditional use for a Planned Unit Development to permit a school and residential care homes for the autistic, a Preliminary/Final Plat of Subdivision for the subject property, a Right-of-way Vacation, and amendment to the Annexation Agreement. In conjunction with this request, the petitioner also seeks approval of deviations from R2 yard and area requirements.

(Official Notice for PC Case#1766 was published May 3, 2009 in the Naperville Sun.)

**Chairman Brown indicated that the applicant has requested to continue this case until the June 17, 2009 Plan Commission meeting.**

**PC Case#09-1-42 Naperville Central High School**

Petitioner: Community School District 203, 203 W. Hillside Road, Naperville, IL 60540

Location: 440 W. Aurora Avenue, Naperville, IL

Request: Approval of a preliminary/final subdivision plat to establish a legal lot of record. In conjunction with this request, the petitioner also seeks approval of variances from Section 6-6A-7 (R1A Yard Requirements) of the Naperville Municipal Code to accommodate existing parking areas and building setbacks, 6-6A-8 (R1A Height

Requirements) to allow the building height to exceed thirty-five feet (35') and Section 5-10-3 (Landscape) related to required building foundation plantings, interior parking lot landscape islands, perimeter parking lot landscaping, parkway plantings and perimeter site plantings.

(Official Notice was published in the Naperville Sun on May 3, 2009.)

An overview of the request was presented by Amy Emery of staff to highlight the additional exhibits provided by the petitioner since the May 20, 2009 Plan Commission Meeting. Specifically, she noted the new cross section exhibit of Aurora Avenue that illustrates the relationship between the high school addition and the roadway, a maximum height roof plan exhibit and an Aurora Avenue linear frontage exhibit. Ms. Emery indicated that staff supports the requested variances given the urban school setting, adding that the site complies fully with city parking requirements.

Craig Williams, Chief Information Officer for Naperville School District 203 (203 W. Hillside Road Naperville, Illinois 60540), representing the School District along with Engineer and Project Manager Paul Cureton and Architect Jeff Smiley of Wight & Company (25W N. Frontage Road Darien, Illinois 60561) were available for questions from the commission.

Commissioner Gustin commented on the size of the parcel with respect to future parking and inquired as to parking arrangements during the construction phase for students and staff. Mr. Williams responded that parking management during construction is to include a reduction in the lottery for onsite student parking to allow for some construction staging to be done in the existing East parking lot. The district is also working with the city to ensure that parking requirements in the surrounding neighborhoods have adequate restrictions to minimize the impact of additional on street parking.

Commissioner Gustin stressed "Safety First" for students with regard to construction traffic, as well as, the ambulance route to Edward Hospital along West Street. She suggested erecting a fence along West Street as a safety barrier. Mr. Williams stated that although a fence was considered during the planning process, there currently is no plan for a fence along West Street. However, the district will consider erecting a fence in the future if it is warranted for safety purposes.

Commissioner Jepson also stated that safety should override any financial impact with regard to funding for potential fence barriers and also inquired about student parking at Saint John Episcopal Church. Michael Alber, Plan Commission Student Member, clarified that the Saint John Episcopal Church parking lot is available for student parking thru a lottery and private fees.

Chairman Brown confirmed with Project Engineer Paul Cureton of Wight & Company that the parking lot reconfiguration keeps the distance of the offset of the curb lines along Aurora Avenue and West Street the same as existing conditions.

Chairman Brown reviewed the heights of the building additions with respect to Aurora Avenue with Architect Jeff Smiley of Wight & Company to confirm that the renovated building façade would be three stories instead of one story and approximately 20 feet closer to Aurora Avenue. Chairman Brown also clarified with Mr. Cureton that the landscaping would be newly installed and not transplanted from on-site.

No public testimony was provided at the public hearing.

**Motion:** Close the public hearing.

Motion by: Jepson      Seconded by: Gustin  
 Approved (6 to 0)

Plan Commission discussion included:

- Opportunities for temporary student parking at Centennial Beach.
- The importance of student safety with regard to parking lots and limiting street crossings to access the building.
- The construction timeline thru project completion in the fall of 2011.
- Chairman Brown indicated that his request for additional exhibits from the petitioner was to increase awareness about the building height and landscaping to appreciate the changing aesthetic along Aurora Avenue.

**Motion:** Approval of a preliminary/final subdivision plat to establish a single legal lot of record. In conjunction with this request, the petitioner also seeks approval of variances from Section 6-6A-7 (R1A Yard Requirements) of the Naperville Municipal Code to accommodate existing parking area and building setbacks, 6-6A-8 (R1A Height Requirements) to allow the building height to exceed thirty-five feet (35') and Section 5-10-3 (Landscape) related to required building foundation plantings, interior parking lot landscape islands, perimeter parking lot landscaping, parkway plantings and perimeter site plantings.

Motion by: Gustin      Seconded by: Meyer  
 Approved (6 to 0)

**E. Reports** – None

**F. Correspondence** – None

**G. New Business** – Commissioner McElroy asked about the June 17, 2009 Plan Commission agenda with regard to the number of cases and time constraints. Ms. Emery indicated that staff is coordinating agenda items accordingly.

**H. Motion to Adjourn**

Motion by: Gustin      Seconded by: Jepson  
 Approved (6 to 0)

**I. Adjournment** – 7:28 pm

**RESOLUTION NO. 09 -**

**A RESOLUTION AUTHORIZING THE  
THE CONVEYANCE OF REAL PROPERTY FROM THE  
CITY TO NAPERVILLE COMMUNITY  
UNIT SCHOOL DISTRICT NO. 203**

**WHEREAS**, on February 5, 1962, the Naperville City Council accepted conveyance of a parcel of property, legally described in **Exhibit A** and depicted on **Exhibit B** ("Subject Property"), from the County Board of School Trustees of DuPage County; and

**WHEREAS**, the Subject Property was conveyed to the City of Naperville by quit claim deed on the express condition that it be used for the widening and relocation of Eagle Street; and

**WHEREAS**, the City has no need of the Subject Property for the widening and relocation of Eagle Street; and

**WHEREAS**, the Subject Property is adjacent to a larger parcel or property which is now the site of Naperville Central High School, and is labeled as "Parcel E" on a proposed subdivision plat prepared by Naperville Community School District No. 203; and

**WHEREAS**, the City has determined that the Subject Property should be conveyed to Naperville Community School District No. 203 to be used as part of Naperville Central High School's renovation plans; and

**WHEREAS**, it is anticipated that School District 203 shall deliver to the City an executed ordinance ("Ordinance") as required by the Local Government Property Transfer Act, 50 ILCS 605/01. *et seq.*, declaring that it is necessary or convenient for it to use, occupy or improve the Subject Property for public school purposes; and

**WHEREAS**, the City Council has determined that the conveyance of the Subject Property, pursuant to the Local Government Property Transfer Act to Naperville Community Unit School District No. 203 is in the best interests of the City and the School District;

**NOW, THEREFORE, BE IT RESOLVED BY CITY COUNCIL OF THE CITY OF NAPERVILLE, DUPAGE AND WILL COUNTIES, ILLINOIS, in exercise of its home rule authority, as follows:**

**SECTION 1:** Upon receipt of the Ordinance described herein, the City Council hereby authorizes the conveyance of the Subject Property to Naperville Community Unit School District No. 203.

**SECTION 2:** The Mayor and City Clerk of the City of Naperville are hereby authorized and directed to execute a quit claim deed in substantially the form attached to this Resolution as **Exhibit C** conveying the Subject Property to Naperville Community Unit School District No. 203, and to execute all other documents necessary to complete the conveyance.

**SECTION 3:** This Resolution shall be in full force and effect upon its passage and approval.

PASSED this \_\_\_\_ day of \_\_\_\_\_, 2009.

AYES:

NAYS:

ABSENT:

APPROVED this \_\_\_\_ day of \_\_\_\_\_, 2009.

By: \_\_\_\_\_  
A. George Pradel  
Mayor

ATTEST:

Pam LaFeber  
City Clerk

H:\DATA\LEGAL\ORDINANCES\6-16-09 Meeting\Rev. District203 Parcel E Convey.doc

PARCEL 'E':

THAT PART OF THE NORTH EAST QUARTER OF SECTION 24, TOWNSHIP 38 NORTH, RANGE 9, EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS: BEGINNING AT THE INTERSECTION OF THE SOUTH RIGHT OF WAY OF HILLSIDE ROAD WITH THE WEST RIGHT OF WAY OF WEBSTER STREET AND RUNNING THENCE NORTH ALONG THE WEST RIGHT OF WAY OF WEBSTER STREET 456.59 FEET; THENCE ON A 61 DEGREES 42 MINUTES ANGLE TO THE LEFT OF THE LAST DESCRIBED COURSE 76.37 FEET TO A POINT ON A 9 DEGREES 19 MINUTES 44 SECONDS DEGREE OF CURVATURE; OF RADIUS 614.17 FEET, SAID POINT BEING 106.77 FEET SOUTHEASTERLY FROM THE POINT OF CURVATURE AS MEASURED ON THE CURVE; THENCE CONTINUING SOUTHEASTERLY ALONG SAID CURVE 257.69 FEET TO THE POINT OF TANGENCY; THENCE CONTINUING SOUTH ALONG THE TANGENT EXTENDED OF THE LAST DESCRIBED COURSE 242.05 FEET TO THE SOUTH RIGHT OF WAY OF HILLSIDE ROAD EXTENDED WEST; THENCE EAST ALONG THE SOUTH RIGHT OF WAY OF HILLSIDE ROAD EXTENDED WEST 14.00 FEET TO THE PLACE OF BEGINNING, ALL IN DUPAGE COUNTY, ILLINOIS.

EXHIBIT A



County: DuPage  
Township: Naperville  
P.I.N.: \_\_\_\_\_

**QUIT-CLAIM DEED**

THE GRANTOR, the CITY OF NAPERVILLE, a home rule municipality organized and existing under and by virtue of the laws of the State of Illinois and duly authorized to do business under the statutes of the State of Illinois, with offices located at 400 South Eagle Street, for and in consideration of ten dollars (\$10) and other valuable consideration paid, does hereby convey and quit-claim to the NAPERVILLE COMMUNITY UNIT SCHOOL DISTRICT 203, with offices located at 203 West Hillside Drive, Naperville, IL 60540 all interest in the following described real estate situated in the County of DuPage, State of Illinois, to wit:

PARCEL 'E':

THAT PART OF THE NORTH EAST QUARTER OF SECTION 24, TOWNSHIP 38 NORTH, RANGE 9, EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS: BEGINNING AT THE INTERSECTION OF THE SOUTH RIGHT OF WAY OF HILLSIDE ROAD WITH THE WEST RIGHT OF WAY OF WEBSTER STREET AND RUNNING THENCE NORTH ALONG THE WEST RIGHT OF WAY OF WEBSTER STREET 456.59 FEET; THENCE ON A 61 DEGREES 42 MINUTES ANGLE TO THE LEFT OF THE LAST DESCRIBED COURSE 76.37 FEET TO A POINT ON A 9 DEGREES 19 MINUTES 44 SECONDS DEGREE OF CURVATURE; OF RADIUS 614.17 FEET, SAID POINT BEING 106.77 FEET SOUTHEASTERLY FROM THE POINT OF CURVATURE AS MEASURED ON THE CURVE; THENCE CONTINUING SOUTHEASTERLY ALONG SAID CURVE 257.69 FEET TO THE POINT OF TANGENCY; THENCE CONTINUING SOUTH ALONG THE TANGENT EXTENDED OF THE LAST DESCRIBED COURSE 242.05 FEET TO THE SOUTH RIGHT OF WAY OF HILLSIDE ROAD EXTENDED WEST; THENCE EAST ALONG THE SOUTH RIGHT OF WAY OF HILLSIDE ROAD EXTENDED WEST 14.00 FEET TO THE PLACE OF BEGINNING, ALL IN DUPAGE COUNTY, ILLINOIS.

P.I.N.: \_\_\_\_\_

Common Address: The northwest corner of Hillside Road and Webster Street, Naperville, Illinois, 60540.

Subject only to building restrictions of record and building lines; zoning laws and ordinances; easements, including but not limited to easements for public utilities and public roads.

EXHIBIT   c    
Page   1   of   2

IN WITNESS WHEREOF, said GRANTOR, the City of Naperville, has caused its corporate seal to be hereto affixed, and has caused its name to be signed to these presents by its City Manager and attested by its City Clerk this \_\_\_\_\_ of \_\_\_\_\_, 2009.

**GRANTOR  
CITY OF NAPERVILLE**

\_\_\_\_\_  
Douglas A. Krieger  
City Manager

**Attest**

By: \_\_\_\_\_  
Pam LaFeber, City Clerk

Date: \_\_\_\_\_

State of Illinois            )  
  )  
County of DuPage         )

The foregoing instrument was acknowledged before me by Douglas A. Krieger, Naperville City Manager, and Pam LaFeber, Naperville City Clerk this \_\_\_\_\_ day of \_\_\_\_\_, 2009.

\_\_\_\_\_  
Notary Public

This instrument was prepared by Patricia Johnson Lord, Senior Assistant City Attorney, 400 South Eagle Street, Naperville, Illinois 60540.

**Mail To:**  
David E. Zajicek  
Hinshaw & Culbertson LLP  
4343 Commerce Court, Suite 415  
Lisle, IL 60532

**Send Subsequent Tax Bills To:**  
Naperville Community Unit School District 203  
203 West Hillside Drive  
Naperville, IL 60540

EXHIBIT   c    
Page 2 of 2

PIN: 07-24-201-008  
07-24-201-010  
07-24-201-011

**PREPARED BY:**

**CITY OF NAPERVILLE  
LEGAL DEPARTMENT  
630/420-4170**

**RETURN TO:**

**CITY OF NAPERVILLE  
CITY CLERK'S OFFICE  
P.O. BOX 3020  
400 SOUTH EAGLE STREET  
NAPERVILLE, IL 60566-7020**

P.C. Case #9-1-42

**ORDINANCE NO. 09 - \_\_\_\_**

**AN ORDINANCE APPROVING A PRELIMINARY/FINAL  
PLAT OF SUBDIVISION FOR NAPERVILLE CENTRAL  
HIGH SCHOOL SUBDIVISION FOR THE PROPERTY  
LOCATED AT 440 WEST AURORA AVENUE**

**WHEREAS**, Naperville Community School District 203 has petitioned the City of Naperville for approval of Preliminary/Final Subdivision Plat for the property located at the southeast corner of Aurora Avenue and West Street, commonly known as 440 West Aurora Avenue, legally described on Exhibit A and depicted on Exhibit B ("Subject Property"); and

**WHEREAS**, the 28.59-acre Subject Property is currently zoned R1A (Low Density Single-Family Residence District) and is currently improved with Naperville Central High School, its accessory parking, track, sport stadium, administrative offices and other related uses; and

**WHEREAS**, the Subject Property has been established by a series of deed divisions, and the petitioner is requesting approval of Preliminary/Final Plat of Subdivision of Naperville Central

High School Subdivision to create a legal lot of record in order to renovate the existing high school;  
and

**WHEREAS**, the Preliminary/Final Plat of Subdivision creates no new lots and establishes the Subject Property as a legal lot of record in its current configuration; and

**WHEREAS**, on June 3, 2009, the Plan Commission held a public hearing and recommended approval of the Preliminary/Final Plat of Subdivision of Naperville Central High School Subdivision; and

**WHEREAS**, as a result of the subdivision sought by the Petitioner, the records of the City of Naperville reflect that the parcel immediately adjacent to the Subject Property, located at 1005 N. Eagle Street, and that the City has notified the owner of the pertinent provisions of the Naperville Municipal Code applicable in the event of any future development, which notice is attached hereto as **Exhibit C**; and

**WHEREAS**, the City Council of the City of Naperville has determined that the Preliminary/Final Plat of Subdivision of Naperville Central High School Subdivision should be granted subject to the conditions set forth in this Ordinance.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NAPERVILLE, DUPAGE AND WILL COUNTIES, ILLINOIS**, in exercise of its home rule authority, as follows:

**SECTION 1**: The foregoing recitals are incorporated herein as though fully set forth.

**SECTION 2**: The Preliminary/Final Plat of Subdivision of Naperville Central High School Subdivision, attached to this Ordinance as **Exhibit C**, is hereby approved.

**SECTION 3:** The City Clerk shall record this Ordinance with the DuPage County Recorder.

**SECTION 4:** This Ordinance shall be in full force and effect upon its passage and approval as required by law.

PASSED this \_\_\_\_ day of \_\_\_\_\_, 2009.

AYES:

NAYS:

ABSENT:

APPROVED this \_\_\_\_ day of \_\_\_\_\_, 2009.

---

A. George Pradel  
Mayor

ATTEST:

---

Pam LaFeber  
City Clerk

H:\DATA\LEGAL\ORDINANCES\6-16-09 Meeting\CentralHS-SubPlat.ord.doc.

**ORDINANCE APPROVING A PRELIMINARY / FINAL PLAT OF SUBDIVISION FOR  
NAPERVILLE CENTRAL HIGH SCHOOL**

Project Name: Naperville Central High School

PC Case: #9-1-42

Planner Name: Amy Emery

Phone Number: 4179

Petitioner and Owner: Naperville Community School District 203

203 W. Hillside Road

Naperville, IL 60540

Number of acres: 28.590

County: DuPage

Existing Zoning: R1A (Low Density Single-Family Residence)

Location of property including address (if applicable): Located at the southeast corner of Aurora Avenue and West Street, the subject property encompasses four existing parcels totaling approximately 28.590 acres. The following addresses are associated with the subject property: 440 Aurora Avenue and 230 W. Hillside Road. The following property identification numbers are associated with the subject property: 07-24-201-008, 07-24-201-010 and 07-24-201-011.

---

Request: The petitioner, Naperville Community School District 203, 203 W. Hillside Road, Naperville, IL 60540, seeks approval of a preliminary/final subdivision plat to establish a legal lot-of-record for the property occupied by Central High School. In conjunction with this request, variances from the following sections of the Municipal Code have been requested to accommodate renovation of high school:

- 6-6A-7 (R1A Yard Requirements) to accommodate existing and proposed parking areas and a portion of the existing building,
- 6-6A-8 (R1A Height Requirements) to allow the building height to exceed thirty-five feet (35'); and
- Section 5-10-3 (Landscape) related to required building foundation plantings, interior parking lot landscape islands, perimeter parking lot landscaping, parkway plantings and perimeter site plantings.

Plan Commission Review: The Plan Commission first considered PC Case #09-1-42 on May 20, 2009; the public hearing was subsequently continued to the June 3, 2009 meeting. At the conclusion of the public hearing on June 3, 2009, the Plan Commission recommended approval.

Special Provision: In conjunction with this subdivision request, the city is conveying 5,850 square foot parcel to School District 203 (15' x 390' strip of land adjacent to the Webster Street right-of-way). This land shown on the proposed subdivision plat as "Parcel E". This land was originally deeded from School District 203 to the City of Naperville in 1962 for the purpose of creating a cutoff from Webster Street to Eagle Street thru what is now the Naper Settlement (R62-3763 recorded 02-09-1962). This road was never constructed. "Parcel E" is not needed and will become part of Lot 1 if this proposed plat is approved.

---

**Attachments needed by Legal:**

- Copy of Recommendation Memo to the Council
- Exhibit A – Legal Description with P.I.N.#
- Exhibit B – Location Map
- Exhibit C – Preliminary Plat of Subdivision

Date Item Last Appeared on Agenda: N/A



# Naperville

## CITY COUNCIL AGENDA ITEM

**SUBJECT:** Naperville Central High School – PC #9-1-42

**TYPE OF VOTE:** Simple Majority

**ACTION REQUESTED:**

1. Convey 9,079 square foot parcel "Parcel E", located along the Webster Street right-of-way, north of Hillside Road, in accordance with the Local Property Transfer Act; AND
2. Concur with the Plan Commission and approve the petition from Naperville School District 203 for a preliminary/final subdivision plat to establish a legal lot-of-record for the property occupied by Central High School with variances to required setbacks, building height, and landscape code requirements.

**BOARD/COMMISSION REVIEW:**

The Plan Commission considered this matter on May 20 and June 3, 2009. At their June 3, 2009 meeting, the Plan Commission unanimously recommended approval of the petition. Staff concurs.

**COUNCIL ACTION PREVIOUSLY TAKEN:**

Date	Item	No. Action
N/A	N/A	N/A

**DEPARTMENT:** TED

**SUBMITTED BY:** Amy Emery, AICP, Community Planner

**FISCAL IMPACT:**

N/A

**BACKGROUND:**

The subject property is located at 440 W. Aurora Avenue. The 28 acre site is home to Central High School and its accessory parking, track, stadium, administrative offices and related uses. The property is zoned R1A (Low Density Single-Family Residence District). Primary and secondary schools that do not have boarding facilities are permitted uses in the R1A District.

The petitioner, Naperville Community School District 203, 203 W. Hillside Road, Naperville, IL 60540, seeks approval of a preliminary/final subdivision plat to establish a legal lot-of-record for the property occupied by Central High School. In conjunction with this request, variances from the following sections of the Municipal Code have been requested to accommodate renovation of high school:

- 6-6A-7 (R1A Yard Requirements) to accommodate existing and proposed parking areas and a portion of the existing building,
- 6-6A-8 (R1A Height Requirements) to allow the building height to exceed thirty-five feet (35'); and
- Section 5-10-3 (Landscape) related to required building foundation plantings, interior parking lot landscape islands, perimeter parking lot landscaping, parkway plantings and perimeter site plantings.

**DISCUSSION:**

*Preliminary/Final Plat of Subdivision*

The subject property has been established through a series of deed divisions. Naperville does not recognize assessment plats or deed divisions as a means of subdividing land for zoning purposes, so the petitioner is seeking to resubdivide the subject property to establish it as a legal lot-of-record. No new lots will be created as a result of the proposed subdivision; the proposed lot meets all applicable zoning and subdivision regulations. In conjunction with this plat request, School District 203 is dedicating easements for perimeter public utilities and drainage and sidewalk, as well as the following easements for future roadway improvements:

- A 50'x50' triangle of additional right-of-way at West Street and Aurora Avenue;
- A 30' x 30' triangle of additional right-of-way at West Street and Hillside Road; and
- 12' of additional right-of-way along the entire Aurora Avenue frontage.

*Property Conveyance*

The proposed subdivision plat includes 9,079 square feet (0.20 acre) of land adjacent to the Webster Street right-of-way (shown on the proposed subdivision plat as "Parcel E") currently owned by the City of Naperville. This land was originally deeded from School District 203 to the City of Naperville in 1962 for the purpose of creating a cutoff from Webster Street to Eagle Street through what is now the Naper Settlement (R62-3763 recorded 02-09-1962). As this road was never constructed, "Parcel E" is not needed for right-of-way. It will become part of Lot 1 if the proposed subdivision plat is approved. In accordance with the requirements of the Local Government Property Transfer Act, School District 203 Board has prepared an ordinance to request official conveyance of that property from the City of Naperville back to School District 203.

### *Setback Variances*

Specific setback requirements for the subject property are described in Attachment 1. In summary, variances are needed to accommodate:

- Existing and proposed parking areas along Aurora Avenue, West Street, Hillside Road, Webster Street and along the property line shared with the Naper Settlement;
- A portion of the improved stadium track; a
- A portion of the existing building along Hillside Road.

No setback variances are required for newly constructed areas of the Naperville Central High School building. The requested variances are directly related to the size of the property, as the site is significantly undersized for its capacity and the urbanized setting of Naperville Central High School makes additional land acquisition impossible (Central's capacity of 3,000 students, is accommodated on a 28-acre parcel; high schools of this capacity are typically constructed on 80 -100 acre parcels). Staff recommends approval of the requested variances.

### *Building Height Variance*

The maximum height for all buildings and structures in the R1A District is limited to two and one-half (2 ½) stories not to exceed thirty five feet (35'). Portions of the existing building are three (3) stories in height. The renovated building, including rooftop mechanical unit screening, will have a maximum height of 53 feet (53'). Therefore, the petitioner is seeking a variance to section 6-6A-8 (RIA, Height Limitation) of the Municipal Code. Portions of current building have existed at this height without incident for many years; thus, no new additions will exceed the height of the existing building. Staff recommends approval of the height variance request.

### *Landscape Variances*

Given limited size of the subject property, the importance of maximizing off-street parking, the location of existing parking areas relative to property lines, and safety concerns related to plantings located close to the building foundation, several landscape variances are being requested by the petitioner. A more detailed description of the landscape variances requested and rationale for each is provided in Attachment 2. The proposed site will include more landscaping on all frontages than is currently provided. The petitioner has provided a response to the standards for granting the requested variances with the petition. Staff concurs and recommends approval of the variances.

### *Building Elevations*

The proposed elevations for the renovated high school are consistent with the *Building Design Guidelines*. The exterior will include varied roof lines and an attractive combination of masonry, stone and glass materials. The design shows an appreciation for the fact that this school is an important and visible building on a gateway route leading into Downtown Naperville.

### *Parking*

With the renovation project, nearly 100 off-street parking spaces will be added to the Naperville Central High School property. The 1,021 off-street parking spaces that are proposed will exceed

the Municipal Code requirement of 909 spaces. Ample bicycle parking is also planned with the renovation in excess of city requirements.

#### *Stormwater Management*

The proposed development shall comply with the DuPage County Stormwater and Floodplain Ordinance. Required detention will be provided in underground vaults beneath the parking lots near Porter Avenue. The petitioner has also coordinated with the Naper Settlement to consider opportunities to share stormwater capacity between these two sites.

#### *Plan Commission Action*

The Plan Commission opened the public hearing for this case on May 20, 2009. Staff and the petitioner gave an overview of the project and one resident spoke in favor of the request. The Plan Commission continued the case to June 3, 2009 to allow the petitioner to submit a cross section exhibit to appreciate the setback and height of the proposed renovation relative to Aurora Avenue. Plan Commission unanimously recommended approval on June 3, 2009 (Approved 6 to 0).

#### *Staff Summary*

Staff recommends approval of the subdivision and associated variances to accommodate the renovation plans for Central High School. Given site constraints the petitioner has made every effort to provide additional landscaping on-site and a building that compliments the scale of the existing structure and enhances the gateway into Downtown Naperville.

#### **RECOMMENDATION:**

1. Convey 9,079 square foot parcel "Parcel E", located along the Webster Street right-of-way, north of Hillside Road, in accordance with the Local Property Transfer Act; AND
2. Concur with the Plan Commission and approve the petition from Naperville School District 203 for a preliminary/final subdivision plat to establish a legal lot-of-record for the property occupied by Central High School with variances to required setbacks, building height, and landscape code requirements.

#### **ATTACHMENTS:**

1. Naperville Central High School – Memo Attachment 1 Setback Variances – PC #9-1-42
2. Naperville Central High School – Memo Attachment 2 Landscape Variances – PC#9-1-42
3. Naperville Central High School – Development Petition PC# 9-1-42
4. Naperville Central High School – Location Map – PC #9-1-42
5. Naperville Central High School – May 20, 2009 Plan Commission Minutes – PC #9-1-42
6. Naperville Central High School – June 3, 2008 Plan Commission Minutes – PC#9-1-42
7. Naperville Central High School – Ordinance Paperwork – PC#9-1-42
8. Naperville Central High School -Preliminary / Final Subdivision Plat – PC9-1-42
9. Naperville Central High School – Landscape Plan – PC9-1-42
10. Naperville Central High School - Building Elevations – PC 9-1-42
11. Naperville Central High School – Maximum Height Variance Exhibit – 9-1-42
12. Naperville Central High School – Variance Exhibit 9-1-42
13. Naperville Central High School – Aurora Avenue Section Exhibit 9-1-42

## Legal Description

PIN 07-24-201-008, 07-24-201-010, 07-24-201-011

PARCEL 'A'

THAT PART OF THE NORTHEAST QUARTER OF SECTION 24, TOWNSHIP 38 NORTH, RANGE 9, EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED BY COMMENCING AT THE NORTH WEST CORNER OF SAID NORTH EAST QUARTER OF SAID SECTION, 24, THENCE EAST 151.8 FEET ALONG THE NORTH LINE OF SAID NORTHEAST QUARTER; THENCE SOUTH 21 DEGREES 38 MINUTES EAST 480 FEET TO THE CENTER OF AURORA AND MAPERVILLE ROAD, FOR A PLACE OF BEGINNING; THENCE NORTH 83 DEGREES 29 MINUTES EAST 238 FEET ALONG THE CENTER OF SAID ROAD; THENCE SOUTH 59 DEGREES 11 MINUTES EAST 334.65 FEET; THENCE SOUTH 60 DEGREES 47 MINUTES EAST 751.75 FEET TO THE WEST LINE OF WEBSTER STREET; THENCE SOUTH 0 DEGREES 47 MINUTES EAST 458.59 FEET ALONG SAID WEST LINE OF WEBSTER STREET TO THE NORTH LINE OF THE MAPERVILLE CEMETERY; THENCE NORTH 88 DEGREES 58 MINUTES WEST 884.90 FEET TO THE NORTH WEST CORNER OF SAID MAPERVILLE CEMETERY; THENCE SOUTH 770 FEET TO THE SOUTH WEST CORNER OF SAID MAPERVILLE CEMETERY; THENCE NORTH 88 DEGREES 57 MINUTES WEST 500 FEET ALONG THE SOUTH LINE OF SAID MAPERVILLE CEMETERY EXTENDED WEST; THENCE NORTH TO A POINT IN THE CENTER LINE OF SAID AURORA AND MAPERVILLE ROAD, WHICH IS SOUTH 88 DEGREES 38 MINUTES WEST 230 FEET FROM THE PLACE OF BEGINNING; THENCE NORTH 88 DEGREES 38 MINUTES EAST 230 FEET ALONG THE CENTER LINE OF SAID AURORA AND MAPERVILLE ROAD TO THE PLACE OF BEGINNING, EXCEPT THAT PART THEREOF LYING SOUTH OF THE NORTH LINE OF HILLSIDE AVENUE.

TOGETHER WITH:

PARCEL 'B'

THAT PART OF THE NORTH HALF OF SECTION 24 TOWNSHIP 38 NORTH, RANGE 9, EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTH WEST CORNER OF SAID NORTHEAST QUARTER AND RUNNING THENCE EAST ALONG THE NORTH LINE OF SAID NORTHEAST QUARTER 151.8 FEET; THENCE SOUTH 21 DEGREES 38 MINUTES EAST 480.00 FEET TO THE CENTER LINE OF AURORA - MAPERVILLE ROAD; THENCE SOUTHWESTERLY ALONG THE CENTER LINE OF SAID ROAD, 230.0 FEET TO THE PLACE OF BEGINNING; THENCE ON A 70 DEGREE 39 MINUTES ANGLE TO THE LEFT OF THE LAST DESCRIBED COURSE, 871.11 FEET TO THE NORTH RIGHT OF WAY LINE OF HILLSIDE ROAD (MAPLE AVENUE) EXTENDED WESTERLY THENCE CONTINUING WESTERLY ALONG THE NORTH RIGHT OF WAY LINE OF HILLSIDE ROAD (EXTENDED) TO A POINT ON EAST RIGHT OF WAY LINE OF WEST STREET, AS NOW PLATTED AND RECORDED THENCE NORTHERLY ALONG THE EAST RIGHT OF WAY LINE OF WEST STREET TO THE CENTER LINE OF AURORA - MAPERVILLE ROAD; THENCE NORTHEASTERLY ALONG THE CENTER LINE OF AURORA - MAPERVILLE ROAD TO THE PLACE OF BEGINNING.

TOGETHER WITH:

PARCEL 'C'

THAT PART OF OSWEGO ROAD IN THE NORTHWEST QUARTER OF SECTION 24, TOWNSHIP 38 NORTH, RANGE 9, EAST OF THE THIRD PRINCIPAL MERIDIAN, DUPAGE COUNTY, ILLINOIS, DESCRIBED AS FOLLOWS: BEGINNING AT THE INTERSECTION OF THE SOUTHERLY LINE OF SAID OSWEGO ROAD AND THE EAST LINE OF WEST STREET ACCORDING TO THE PLAT THEREOF RECORDED ON JANUARY 18, 1962 AS DOCUMENT R62-1737; THENCE NORTH ALONG THE NORTHERLY EXTENSION OF SAID EAST LINE OF WEST STREET, A DISTANCE OF 20.84 FEET TO ITS INTERSECTION WITH THE EAST LINE OF WEST STREET ACCORDING TO THE PLAT THEREOF RECORDED ON MAY 12, 1970 AS DOCUMENT R70-14658 EXTENDED SOUTHERLY; THENCE NORTH ALONG SAID SOUTHERLY EXTENSION OF THE EAST LINE OF WEST STREET, A DISTANCE OF 58.88 FEET TO THE SOUTHERLY LINE OF SAID OSWEGO ROAD BY SAID DOCUMENT R70-14658; THENCE NORTHEASTERLY ALONG SAID SOUTHERLY LINE OF OSWEGO ROAD, A DISTANCE OF 125.89 FEET TO THE SOUTH LINE OF AURORA AVENUE (AURORA ROAD) BY SAID DOCUMENT R70-14658; THENCE EAST ALONG THE EASTERLY EXTENSION OF SAID SOUTH LINE OF AURORA AVENUE, A DISTANCE OF 213.38 FEET TO SAID SOUTHERLY LINE OF OSWEGO ROAD, AND THENCE SOUTHWESTERLY ALONG SAID SOUTHERLY LINE OF OSWEGO ROAD, A DISTANCE OF 354.32 FEET TO THE POINT OF BEGINNING.

TOGETHER WITH:

PARCEL 'D'

THAT PART OF LOT 2 IN EAST VON OYEN ASSESSMENT PLAT IN PART OF THE NORTH HALF OF SECTION 24, TOWNSHIP 38 NORTH, RANGE 9, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN DUPAGE COUNTY, ILLINOIS, LYING NORTH OF NORTHERLY LINE OF OSWEGO ROAD RECORDED MAY 12, 1970 AS DOCUMENT R70-14658, EAST OF THE EAST LINE OF WEST STREET RECORDED JANUARY 18, 1962 AS DOCUMENT R62-1737 AND SOUTH OF AURORA ROAD (ILLINOIS ROUTE 18) RECORDED SEPTEMBER 15, 1922 AS DOCUMENT 159008.

TOGETHER WITH:

PARCEL 'E'

THAT PART OF THE NORTHEAST QUARTER OF SECTION 24, TOWNSHIP 38 NORTH, RANGE 9, EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS: BEGINNING AT THE INTERSECTION OF THE SOUTH RIGHT OF WAY OF HILLSIDE ROAD WITH THE WEST RIGHT OF WAY OF WEBSTER STREET AND RUNNING THENCE NORTH ALONG THE WEST RIGHT OF WAY OF WEBSTER STREET 458.59 FEET; THENCE ON A 81 DEGREES 42 MINUTES ANGLE TO THE LEFT OF THE LAST DESCRIBED COURSE 78.37 FEET TO A POINT ON A 9 DEGREES 19 MINUTES 44 SECONDS DEGREE OF CURVATURE, OF RADIUS 614.17 FEET, SAID POINT BEING 106.77 FEET SOUTHEASTERLY FROM THE POINT OF CURVATURE AS MEASURED ON THE CURVE; THENCE CONTINUING SOUTHEASTERLY ALONG SAID CURVE 237.89 FEET TO THE POINT OF TANGENCY; THENCE CONTINUING SOUTH ALONG THE TANGENT EXTENDED OF THE LAST DESCRIBED COURSE 242.05 FEET TO THE SOUTH RIGHT OF WAY OF HILLSIDE ROAD EXTENDED WEST; THENCE EAST ALONG THE SOUTH RIGHT OF WAY OF HILLSIDE ROAD EXTENDED WEST 14.00 FEET TO THE PLACE OF BEGINNING, ALL IN DUPAGE COUNTY, ILLINOIS.

EXHIBIT A

City of Naperville  
**NAPERVILLE CENTRAL HIGH SCHOOL - PC # 09-1-42**

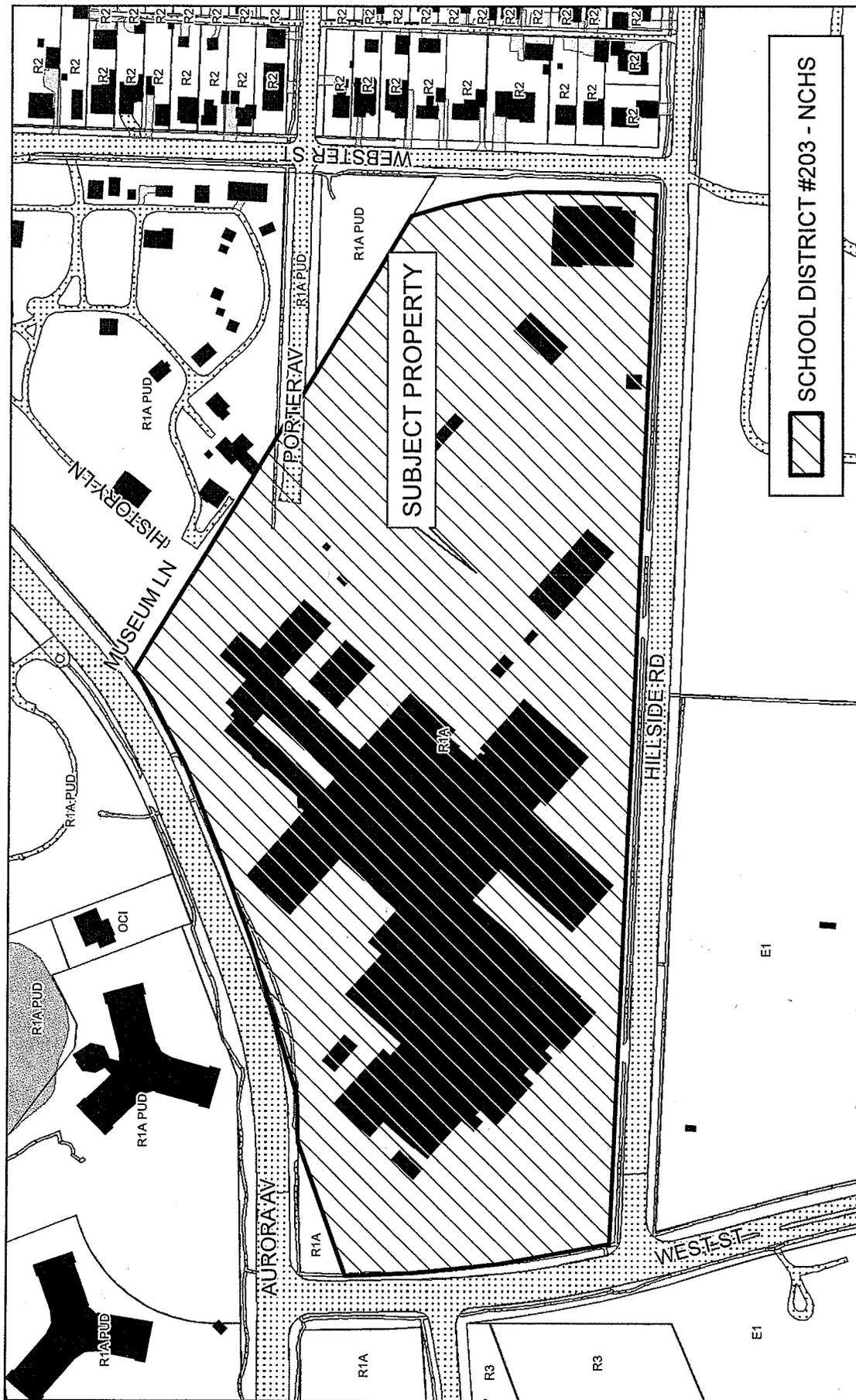
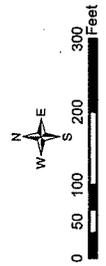


EXHIBIT 6

This map should be used for reference only.  
 The data is subject to change without notice.  
 City of Naperville assumes no liability in the use  
 or application of the data. Reproduction or redistribution is  
 forbidden without expressed written consent from the City of Naperville.



Transportation, Engineering and  
 Development Business Group  
 Questions Contact (630) 420-6694  
 www.naperville.il.us  
 May 2009







PIN: 07-24-201-008  
07-24-201-010  
07-24-201-011

**PREPARED BY:**

**CITY OF NAPERVILLE  
LEGAL DEPARTMENT  
630/420-4170**

**RETURN TO:**

**CITY OF NAPERVILLE  
CITY CLERK'S OFFICE  
P.O. BOX 3020  
400 SOUTH EAGLE STREET  
NAPERVILLE, IL 60566-7020**

P.C. Case #9-1-42

**ORDINANCE NO. 09 -**

**AN ORDINANCE GRANTING SETBACK, HEIGHT, AND LANDSCAPE  
VARIANCES FOR NAPERVILLE CENTRAL HIGH SCHOOL SUBDIVISION  
LOCATED AT 440 WEST AURORA AVENUE**

**WHEREAS,** Naperville Community School District 203 has petitioned the City of Naperville for approval of setback, height and landscape variances for the property located at the southeast corner of Aurora Avenue and West Street, commonly known as 440 West Aurora Avenue, legally described on Exhibit A and depicted on Exhibit B ("Subject Property"); and

**WHEREAS,** the petitioner intends to renovate the existing high school building, which currently encroaches into the front, side, and corner yards requiring variances to Section 6-6A-7 (Yard Requirements) in the R1A (Low Density Single-Family) zoning district of the Naperville Municipal Code; and

**WHEREAS,** the petitioner is requesting a variance from to allow the existing building and planned renovations to extend up to 53 feet in height, in excess of the thirty-five (35) feet currently allowed by Section 6-6A-8 (Height Requirements) of the Naperville Municipal Code; and

**WHEREAS**, the petitioner is also requesting variances from Section 5-10-3 (Landscaping and Screening) of the Naperville Municipal Code to allow for alterations in perimeter and parkway landscaping, the omission of foundation plantings and interior parking lot islands; and

**WHEREAS**, on June 3, 2009, the Plan Commission held a public hearing and recommended that the requested variances be granted.

**WHEREAS**, the City Council of the City of Naperville has determined that the variances requested should be granted subject to the conditions set forth in this Ordinance.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NAPERVILLE, DUPAGE AND WILL COUNTIES, ILLINOIS**, in exercise of its home rule authority, as follows:

**SECTION 1:** The foregoing recitals are incorporated herein as though fully set forth.

**SECTION 2:** The following variances to Section 6-6A-7 (Yard Requirements) of the Naperville Municipal Code are hereby granted:

1. A variance to the required 30-foot front yard setback on the Aurora Avenue frontage to allow the parking lot 15-feet from the property line.
2. A variance to the required 42.5-foot required corner side yard setback on the West Street frontage to allow the parking lot 30 feet from the property line.
3. A variance to the required 42.5-foot required corner side yard setback on the Webster Street frontage to allow the parking lot 33 feet from the property line.
4. A variance to the required 27.5-foot required interior side yard setback adjacent to Naper Settlement to allow parking 15 feet from the property line.
5. A variance to the required 30-foot required rear yard setback on the Hillside frontage to allow parking 30 feet from the property line.

**SECTION 3:** A variance to Section 6-6A-8 (Height Requirements) of the Naperville Municipal Code, which requires a maximum building height of two and one-half stories or 35 feet, to allow for the increased building height of up to three stories or 53 feet, is hereby granted.

**SECTION 4:** The following variances to Section 5-10-3 (Landscaping and Screening) of the Naperville Municipal Code are hereby granted:

1. A variance to Section 5-10-3:4 to waive the required two-foot wide landscape planting area adjacent to the building to guarantee clear and direct access to all sides of the school.
2. A variance to Section 5-10-3:5.2 to waive the five-foot wide landscaping required abutting the West Street and Hillside Road rights-of-way, and to reduce the required landscaping by 50% along the frontage of the Aurora Road right-of-way.
3. A variance to Section 5-10-3:5.1 to waive the concrete curbed landscape islands required within the parking lots in order to maximize the number of parking spaces.
4. A variance to Section 5-10-3:4 to allow for a reduction in the number of trees placed along the Hillside Road right-of-way from the required 25 trees to 14 trees, and a variance to omit the five required trees along the eastern property line shared with Naper Settlement.
5. A variance to Section 5-10-3:3 to eliminate the required parkway landscaping along the Hillside Road parkway, and a variance to reduce the required 10 trees to 6 along the West Street parkway, and to allow the 6 trees to be placed 70 feet apart rather than the required 40 feet apart.

**SECTION 5:** The Zoning Variance Exhibit, attached hereto as **Exhibit C**, is hereby approved.

**SECTION 6:** The Maximum Height Variance Plan, attached hereto as **Exhibit D**, is hereby approved.

**SECTION 7:** The Exterior Elevations, attached hereto as **Exhibit E**, is hereby approved.

**SECTION 8:** The Landscape - Site Key Plan, attached hereto as **Exhibit F**, is hereby approved.

**SECTION 9:** The variances approved by this Ordinance shall be subject to revocation for the failure to comply with all other applicable conditions set forth in the City's zoning and subdivision regulations and all other applicable laws and ordinances.

**SECTION 10:** The City Clerk is directed to record this Ordinance and its exhibits, with the DuPage County Recorder.

**SECTION 11:** This Ordinance shall be in full force and effect upon its passage and approval, as required by law.

PASSED this \_\_\_\_ day of \_\_\_\_\_, 2009.

AYES:

NAYS:

ABSENT:

APPROVED this \_\_\_\_ day of \_\_\_\_\_, 2009.

---

A. George Pradel  
Mayor

ATTEST:

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Pam LaFeber  
City Clerk

H:\DATA\LEGAL\ORDINANCES\6-16-09 Meeting\Central HS - variances.doc

## Legal Description

PIN 07-24-201-008, 07-24-201-010, 07-24-201-011

PARCEL 'A'

THAT PART OF THE NORTHEAST QUARTER OF SECTION 24, TOWNSHIP 38 NORTH, RANGE 9, EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED BY COMMENCING AT THE NORTH WEST CORNER OF SAID NORTH EAST QUARTER OF SAID SECTION 24, THENCE EAST 151.8 FEET ALONG THE NORTH LINE OF SAID NORTHEAST QUARTER; THENCE SOUTH 21 DEGREES 38 MINUTES EAST 480 FEET TO THE CENTER OF AURORA AND MAPERVILLE ROAD, FOR A PLACE OF BEGINNING; THENCE NORTH 63 DEGREES 29 MINUTES EAST 238 FEET ALONG THE CENTER OF SAID ROAD; THENCE SOUTH 59 DEGREES 11 MINUTES EAST 334.65 FEET; THENCE SOUTH 60 DEGREES 47 MINUTES EAST 751.75 FEET TO THE WEST LINE OF WEBSTER STREET; THENCE SOUTH 0 DEGREES 47 MINUTES EAST 458.59 FEET ALONG SAID WEST LINE OF WEBSTER STREET TO THE NORTH LINE OF THE MAPERVILLE CEMETERY; THENCE NORTH 88 DEGREES 58 MINUTES WEST 884.90 FEET TO THE NORTH WEST CORNER OF SAID MAPERVILLE CEMETERY; THENCE SOUTH 770 FEET TO THE SOUTH WEST CORNER OF SAID MAPERVILLE CEMETERY; THENCE NORTH 88 DEGREES 57 MINUTES WEST 500 FEET ALONG THE SOUTH LINE OF SAID MAPERVILLE CEMETERY EXTENDED WEST; THENCE NORTH TO A POINT IN THE CENTER LINE OF SAID AURORA AND MAPERVILLE ROAD, WHICH IS SOUTH 88 DEGREES 38 MINUTES WEST 230 FEET FROM THE PLACE OF BEGINNING; THENCE NORTH 88 DEGREES 38 MINUTES EAST 230 FEET ALONG THE CENTER LINE OF SAID AURORA AND MAPERVILLE ROAD TO THE PLACE OF BEGINNING, EXCEPT THAT PART THEREOF LYING SOUTH OF THE NORTH LINE OF HILLSIDE AVENUE.

TOGETHER WITH:

PARCEL 'B'

THAT PART OF THE NORTH HALF OF SECTION 24 TOWNSHIP 38 NORTH, RANGE 9, EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTH WEST CORNER OF SAID NORTHEAST QUARTER AND RUNNING THENCE EAST ALONG THE NORTH LINE OF SAID NORTHEAST QUARTER 151.8 FEET; THENCE SOUTH 21 DEGREES 38 MINUTES EAST 480.00 FEET TO THE CENTER LINE OF AURORA - MAPERVILLE ROAD; THENCE SOUTHWESTERLY ALONG THE CENTER LINE OF SAID ROAD, 230.0 FEET TO THE PLACE OF BEGINNING; THENCE ON A 70 DEGREE 39 MINUTES ANGLE TO THE LEFT OF THE LAST DESCRIBED COURSE, 871.11 FEET TO THE NORTH RIGHT OF WAY LINE OF HILLSIDE ROAD (MAPLE AVENUE) EXTENDED WESTERLY THENCE CONTINUING WESTERLY ALONG THE NORTH RIGHT OF WAY LINE OF HILLSIDE ROAD (EXTENDED) TO A POINT ON EAST RIGHT OF WAY LINE OF WEST STREET, AS NOW PLATTED AND RECORDED THENCE NORTHERLY ALONG THE EAST RIGHT OF WAY LINE OF WEST STREET TO THE CENTER LINE OF AURORA - MAPERVILLE ROAD; THENCE NORTHEASTERLY ALONG THE CENTER LINE OF AURORA - MAPERVILLE ROAD TO THE PLACE OF BEGINNING.

TOGETHER WITH:

PARCEL 'C'

THAT PART OF OSWEGO ROAD IN THE NORTHWEST QUARTER OF SECTION 24, TOWNSHIP 38 NORTH, RANGE 9, EAST OF THE THIRD PRINCIPAL MERIDIAN, DUPAGE COUNTY, ILLINOIS, DESCRIBED AS FOLLOWS: BEGINNING AT THE INTERSECTION OF THE SOUTHERLY LINE OF SAID OSWEGO ROAD AND THE EAST LINE OF WEST STREET ACCORDING TO THE PLAT THEREOF RECORDED ON JANUARY 18, 1962 AS DOCUMENT R62-1737; THENCE NORTH ALONG THE NORTHERLY EXTENSION OF SAID EAST LINE OF WEST STREET, A DISTANCE OF 20.84 FEET TO ITS INTERSECTION WITH THE EAST LINE OF WEST STREET ACCORDING TO THE PLAT THEREOF RECORDED ON MAY 12, 1970 AS DOCUMENT R70-14658 EXTENDED SOUTHERLY; THENCE NORTH ALONG SAID SOUTHERLY EXTENSION OF THE EAST LINE OF WEST STREET, A DISTANCE OF 58.88 FEET TO THE SOUTHERLY LINE OF SAID OSWEGO ROAD BY SAID DOCUMENT R70-14658; THENCE NORTHEASTERLY ALONG SAID SOUTHERLY LINE OF OSWEGO ROAD, A DISTANCE OF 125.89 FEET TO THE SOUTH LINE OF AURORA AVENUE (AURORA ROAD) BY SAID DOCUMENT R70-14658; THENCE EAST ALONG THE EASTERLY EXTENSION OF SAID SOUTH LINE OF AURORA AVENUE, A DISTANCE OF 215.38 FEET TO SAID SOUTHERLY LINE OF OSWEGO ROAD, AND THENCE SOUTHWESTERLY ALONG SAID SOUTHERLY LINE OF OSWEGO ROAD, A DISTANCE OF 354.32 FEET TO THE POINT OF BEGINNING.

TOGETHER WITH:

PARCEL 'D'

THAT PART OF LOT 2 IN EAST VON OYEN ASSESSMENT PLAT IN PART OF THE NORTH HALF OF SECTION 24, TOWNSHIP 38 NORTH, RANGE 9, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN DUPAGE COUNTY, ILLINOIS, LYING NORTH OF NORTHERLY LINE OF OSWEGO ROAD RECORDED MAY 12, 1970 AS DOCUMENT R70-14658, EAST OF THE EAST LINE OF WEST STREET RECORDED JANUARY 18, 1962 AS DOCUMENT R62-1737 AND SOUTH OF AURORA ROAD (ILLINOIS ROUTE 18) RECORDED SEPTEMBER 15, 1922 AS DOCUMENT 159008.

TOGETHER WITH:

PARCEL 'E'

THAT PART OF THE NORTHEAST QUARTER OF SECTION 24, TOWNSHIP 38 NORTH, RANGE 9, EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS: BEGINNING AT THE INTERSECTION OF THE SOUTH RIGHT OF WAY OF HILLSIDE ROAD WITH THE WEST RIGHT OF WAY OF WEBSTER STREET AND RUNNING THENCE NORTH ALONG THE WEST RIGHT OF WAY OF WEBSTER STREET 458.59 FEET; THENCE ON A 81 DEGREES 42 MINUTES ANGLE TO THE LEFT OF THE LAST DESCRIBED COURSE 76.37 FEET TO A POINT ON A 9 DEGREES 19 MINUTES 44 SECONDS DEGREE OF CURVATURE; OF RADIUS 614.17 FEET, SAID POINT BEING 106.77 FEET SOUTHEASTERLY FROM THE POINT OF CURVATURE AS MEASURED ON THE CURVE; THENCE CONTINUING SOUTHEASTERLY ALONG SAID CURVE 257.89 FEET TO THE POINT OF TANGENCY; THENCE CONTINUING SOUTH ALONG THE TANGENT EXTENDED OF THE LAST DESCRIBED COURSE 242.05 FEET TO THE SOUTH RIGHT OF WAY OF HILLSIDE ROAD EXTENDED WEST; THENCE EAST ALONG THE SOUTH RIGHT OF WAY OF HILLSIDE ROAD EXTENDED WEST 14.00 FEET TO THE PLACE OF BEGINNING, ALL IN DUPAGE COUNTY, ILLINOIS.

EXHIBIT A

City of Naperville

**NAPERVILLE CENTRAL HIGH SCHOOL - PC # 09-1-42**

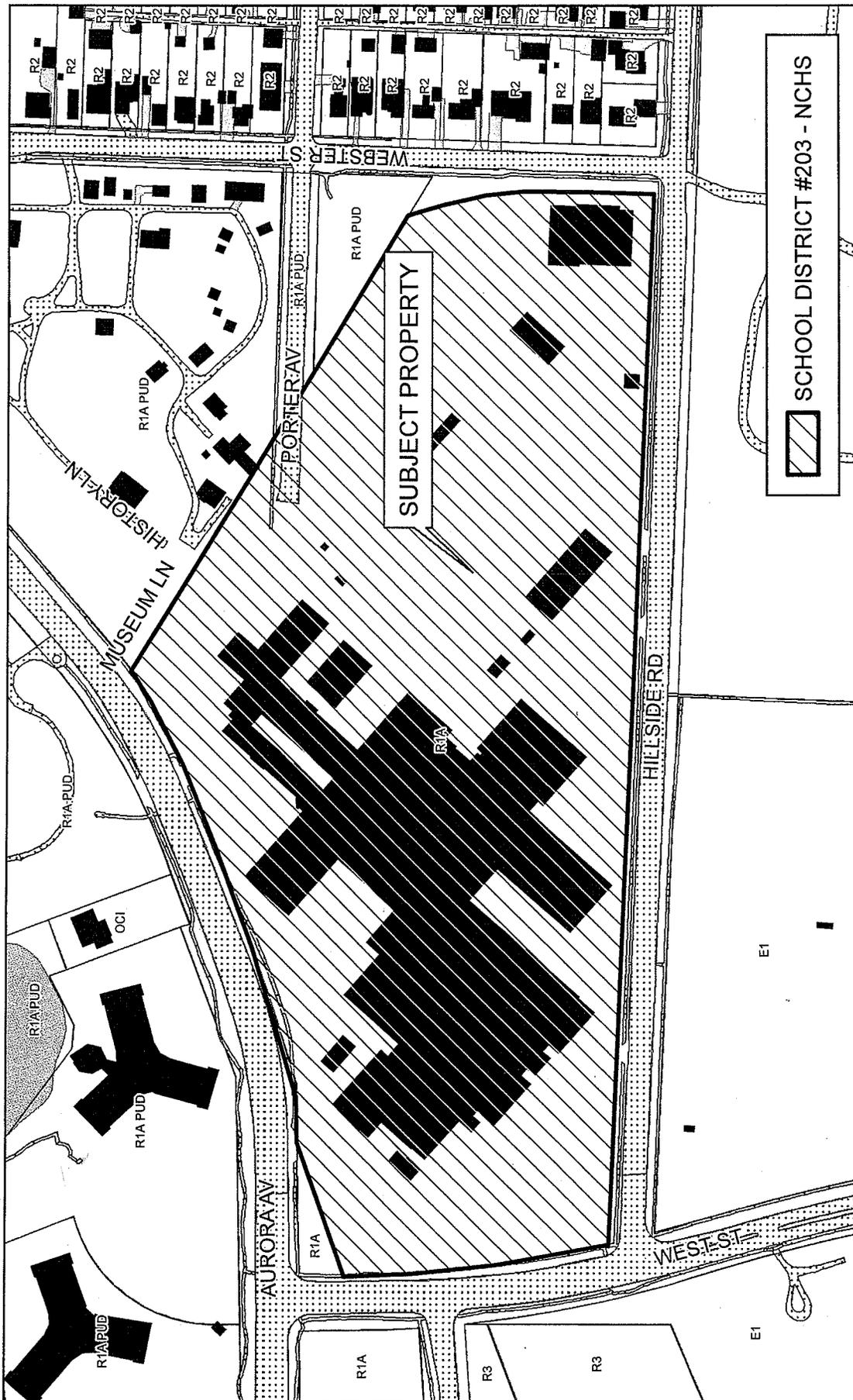
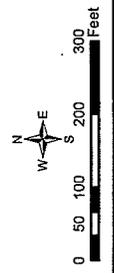


EXHIBIT B

This map should be used for reference only. The data is subject to change without notice. City of Naperville assumes no liability in the use or application of the data. Reproduction or redistribution is forbidden without expressed written consent from the City of Naperville.



Transportation, Engineering and Development Business Group  
 Questions Contact (630) 420-6694  
 www.naperville.il.us  
 May 2009





**PARKING STALL COUNT**

EXCESSOR	EXISTING	REQUIRED
SCHOOL PARKING STALLS (STANDARD)	15	17
SCHOOL PARKING STALLS (HANDICAP)	14	17
TOTAL SCHOOL PARKING STALLS	29	34
SCHOOL ADMINISTRATION STALLS (STANDARD)	100	92
SCHOOL ADMINISTRATION STALLS (HANDICAP)	1	4
TOTAL ADMINISTRATION PARKING STALLS	101	96
TOTAL PARKING STALLS (STANDARD)	115	109
TOTAL PARKING STALLS (HANDICAP)	15	21
TOTAL PARKING STALLS	130	130

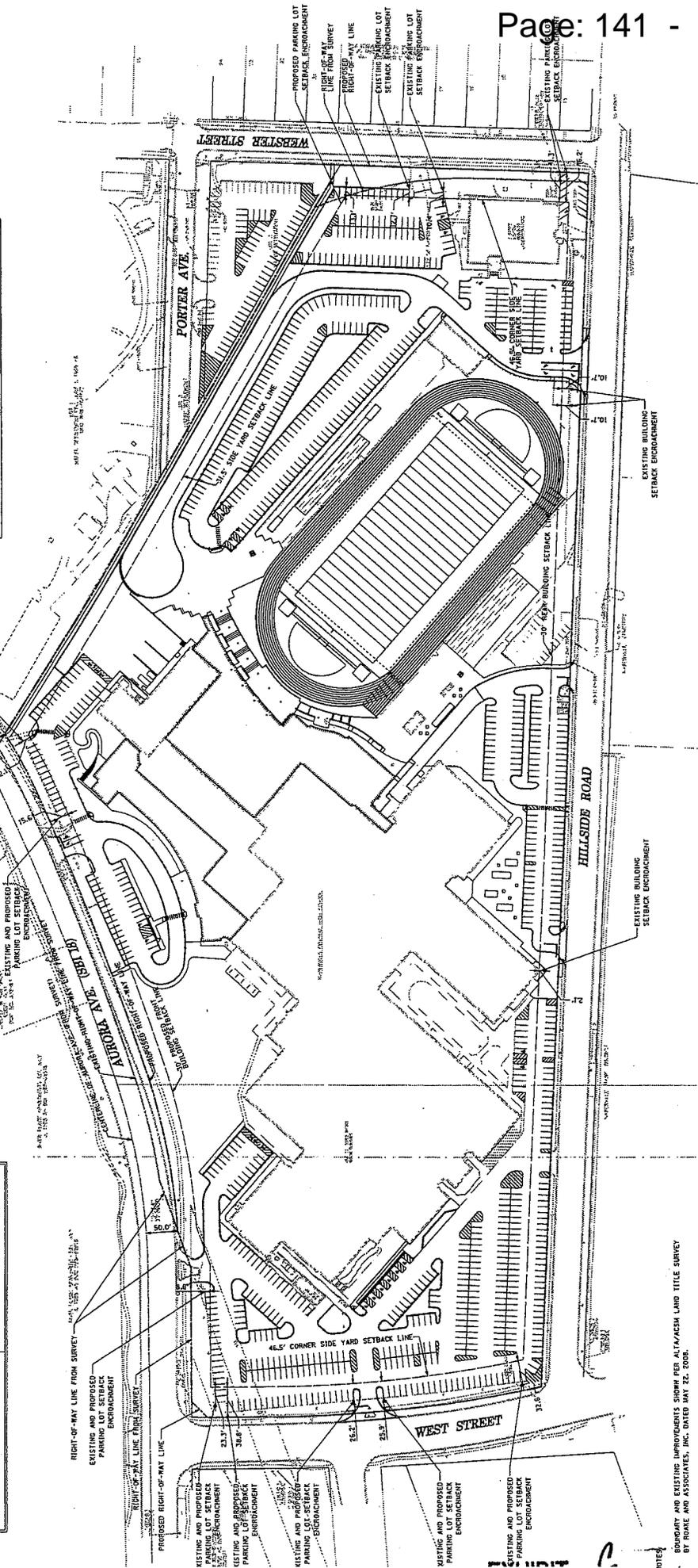
SCHOOL PARKING SPACE ORDINANCE: 813 TOTAL STALLS REQUIRED. 1 PARKING SPACE PER EMPLOYEE AND 1 PARKING SPACE PER EVERY 6 STUDENTS.  
 OFFICE PARKING SPACE ORDINANCE: 96 TOTAL STALLS REQUIRED. 3.3 PARKING SPACES FOR EACH 1000 SQUARE FEET OF GROSS FLOOR AREA.  
 TOTAL FLOOR AREA: 285,400 SQ. FT.  
 28 x 3.3 = 92.4 OR 96 (ROUNDED UP) x 96 REQUIRED STALLS

- OTHER VARIANCES NEEDED**
- BUILDING HEIGHT RESTRICTION - BUILDING HEIGHT IS OVER THE 35 FOOT HEIGHT LIMITATION BY 25.68 FEET. A VARIANCE WILL BE REQUIRED FOR ADDITIONS AND EXISTING NONCONFORMING STRUCTURE (SEE MAXIMUM HEIGHT VARIANCE PLAN).
  - PARKING LOT PERMETER LANDSCAPING - MAY NEED A VARIANCE FROM THE ORDINANCE. IF LANDSCAPING AREAS ARE DEEMED A SAFETY CONCERN.
  - BUILDING FOUNDATION LANDSCAPING - WE MAY REQUIRE A VARIANCE FROM THE LEVEL OF FOUNDATION LANDSCAPING REQUIRED.

**NAPERVILLE ORDINANCE ITEMS - PROPOSED**

TOTAL BUILDING HEIGHT (TOP OF ROOF - TOP OF ROOFTOP EQUIPMENT)	61' (ROUNDED UP FROM 60.8')
FRONT YARD SETBACK LINE	30.0'
FRONT YARD SETBACK LINE	31.5'
CORNER SIDE YARD SETBACK LINE	46.5'
REAR YARD SETBACK LINE	30.0'

2 AND 1/2 STORES, NOT TO EXCEED 35 FEET BUILDING HEIGHT REQUIREMENT.



1. CORNERS AND EXISTING IMPROVEMENTS SHOWN PER ALTA/ACSM LAND TITLE SURVEY BY IRONE AND ASSOCIATES, INC. DATED MAY 22, 2008.

**NAPERVILLE CENTRAL HIGH SCHOOL  
ZONING VARIANCE EXHIBIT**



SCALE: 1" = 60'  
30' 60' 120'

**Wight**

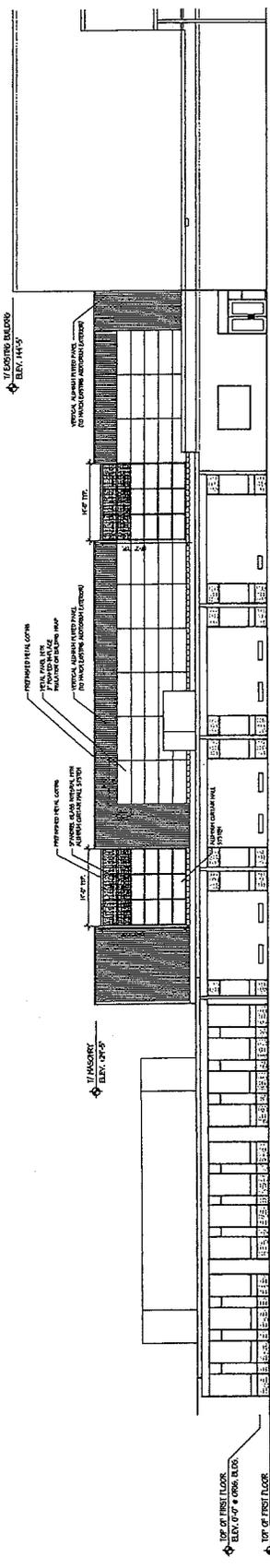


02-5102-05

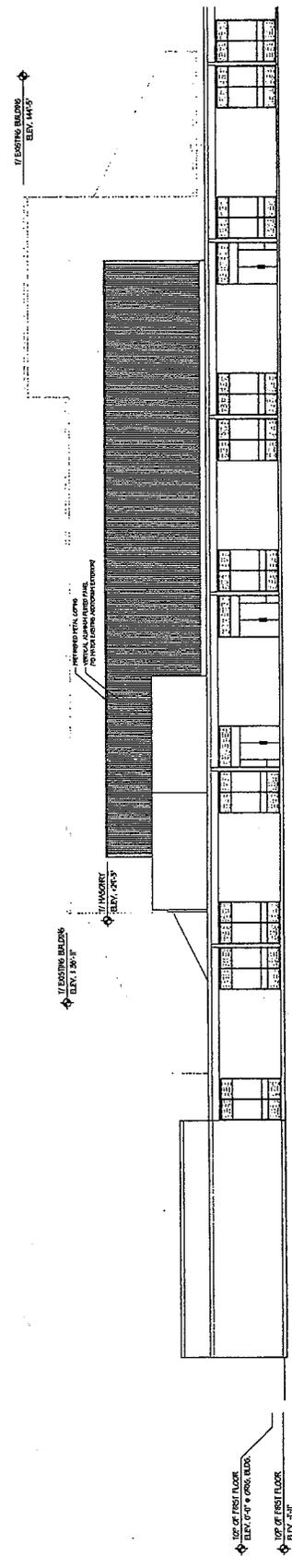




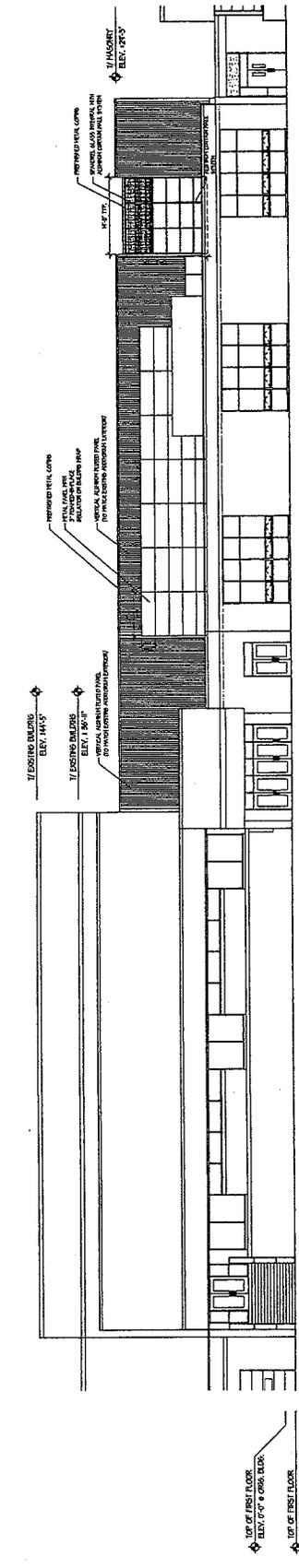




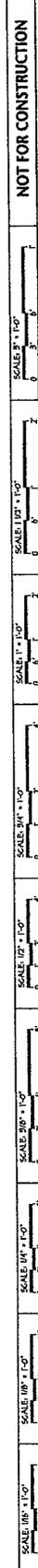
1 EAST ELEVATION AT MUSIC WING CLERESTORY  
SCALE: 1/8" = 1'-0"



2 SOUTH ELEVATION AT MUSIC WING CLERESTORY  
SCALE: 1/8" = 1'-0"



3 WEST ELEVATION AT MUSIC WING CLERESTORY  
SCALE: 1/8" = 1'-0"



NOT FOR CONSTRUCTION



# PRELIMINARY/FINAL PLAT OF SUBDIVISION OF NAPERVILLE CENTRAL HIGH SCHOOL SUBDIVISION

SITE PIN'S: 07-24-201-008  
07-24-201-010  
07-24-201-011

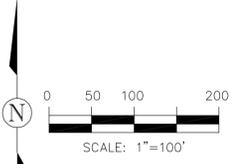
**OWNER:**  
NAPERVILLE COMMUNITY UNIT DISTRICT 203  
203 W. HILLSIDE ROAD  
NAPERVILLE, ILLINOIS 60540-6589

FND. HARRISON  
MONUMENT PER DOC.  
NO. S-82-110

FND. HARRISON  
MONUMENT PER DOC.  
NO. R2001-262944

THIS PLAT HAS BEEN SUBMITTED FOR  
RECORDING BY AND RETURN TO:  
NAME: NAPERVILLE CITY CLERK  
ADDRESS: P.O. BOX 3020  
400 S. EAGLE STREET  
NAPERVILLE, IL  
60566-7020

GROSS AREA = 1,267,014 S.F. OR 29.087 ACRES  
ROW DEDICATION (AT AURORA RD) = 21,210 S.F. OR 0.487 ACRES  
ROW DEDICATION (AT WEST ST.) = 438 S.F. OR 0.010 ACRES  
NET AREA = 1,245,367 S.F. OR 28.590 ACRES



**LINE LEGEND**

	BOUNDARY LINE
	ADJACENT LOT LINE
	CENTER LINE
	PROPOSED EASEMENT LINE
	PROPOSED R.O.W. LINE
	CONCRETE MONUMENT

- NOTES**
- ALL MEASUREMENTS AND DISTANCES ARE SHOWN IN FEET AND DECIMAL PARTS THEREOF.
  - DIMENSIONS ALONG CURVED LINES ARE ARC DIMENSIONS.
  - BASIS OF BEARINGS: ASSUMED
  - ALL EASEMENTS ARE PROPOSED UNLESS NOTED OTHERWISE.
  - ALL EASEMENTS DEPICTED ON THE PLAT MAP ARE FOR PUBLIC UTILITIES AND DRAINAGE PURPOSES UNLESS OTHERWISE NOTED. REFER TO THE PUBLIC UTILITIES AND DRAINAGE EASEMENT PROVISIONS STATEMENT ON SHEET 2 FOR SPECIFIC TERMS AND CONDITIONS.
  - ALL STREET RIGHT-OF-WAY NOTED ON THIS PLAT AS "HEREBY DEDICATED" ARE HEREBY DEDICATED CONVEYED AND TRANSFERRED TO THE CITY OF NAPERVILLE FOR PUBLIC RIGHT-OF-WAY PURPOSES.

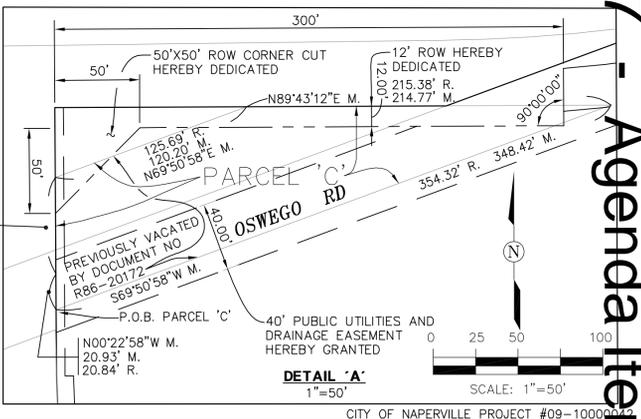
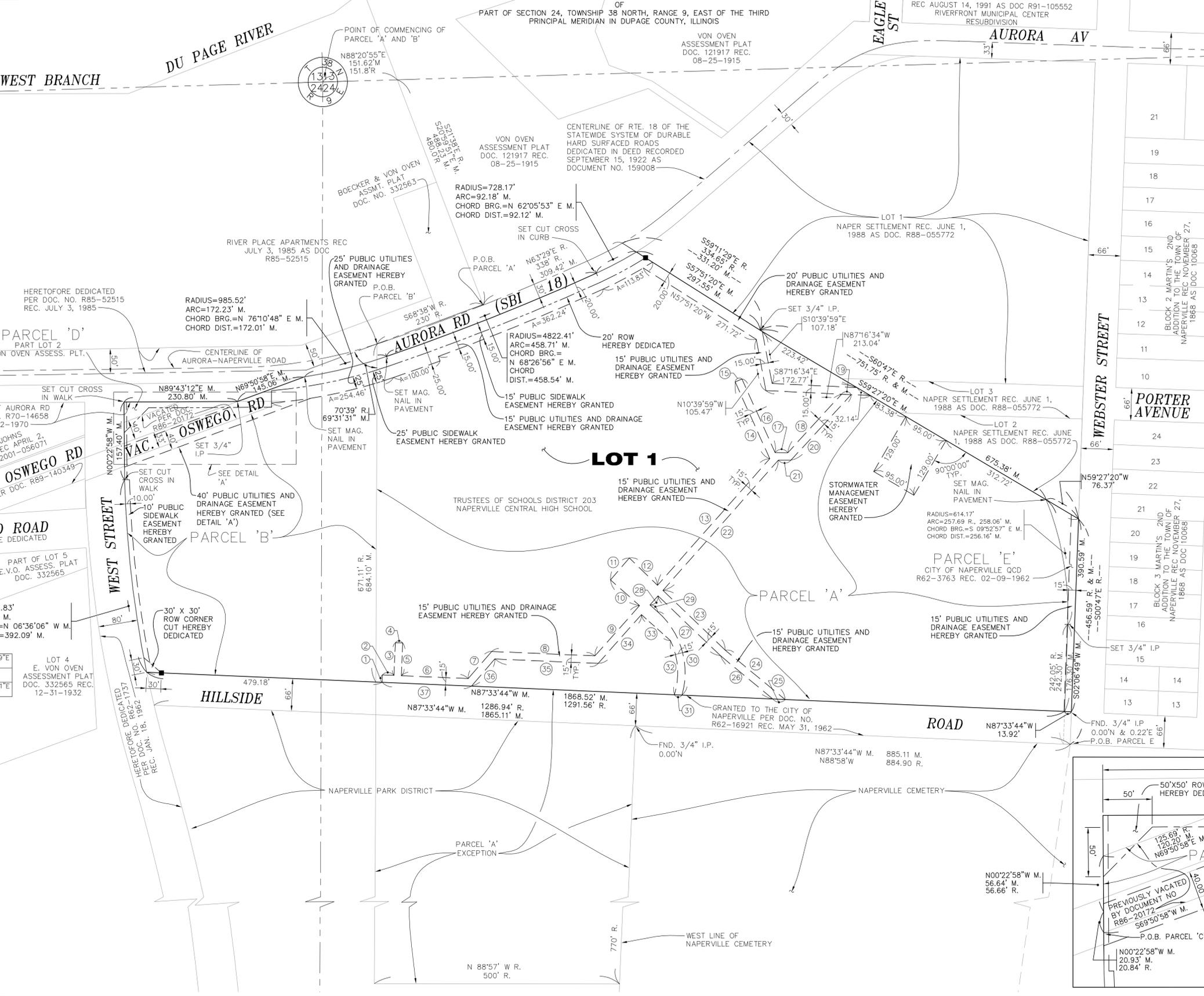
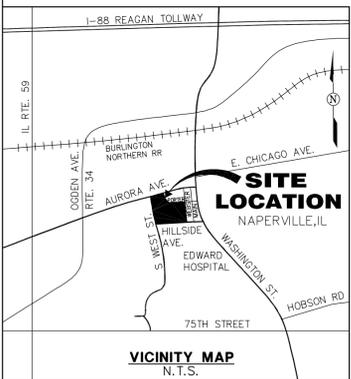
**ABBREVIATIONS**

R.	RECORD DIMENSION
M.	MEASURED DIMENSION
I.P.	IRON PIPE
FND.	FOUND
MAG.	MAGNETIC
R.O.W.	RIGHT-OF-WAY
ARC	ARC DIMENSION
RAD.	RADIUS
CHD. BEARING	CHORD BEARING
CHD.	CHORD

**PROP. EASEMENT DIMENSIONS**

NO.	BEARING	DIST.
1	N02°26'16"E	15.00'
2	S87°33'44"E	23.56'
3	N02°26'16"E	66.29'
4	S87°33'44"E	15.00'
5	S02°26'16"W	66.29'
6	S87°33'44"E	136.10'
7	N40°54'36"E	72.63'
8	S87°33'44"E	210.49'
9	N41°41'27"E	136.25'
10	N48°41'04"W	78.86'
11	N40°55'43"E	58.45'
12	S46°20'47"E	79.68'
13	N41°41'27"E	342.90'
14	N24°20'44"W	170.44'
15	N65°39'16"E	15.00'
16	S24°20'44"E	163.77'
17	S89°39'51"E	25.79'
18	N42°43'26"E	161.17'
19	S87°16'34"E	19.58'
20	S42°43'26"W	180.38'
21	N89°39'51"W	25.62'
22	S41°41'27"W	353.04'
23	S46°20'47"E	175.24'
24	S50°35'45"E	157.59'
25	N87°33'44"W	24.94'
26	N50°35'45"W	138.21'
27	N46°20'47"W	175.28'
28	S41°41'27"W	24.57'
29	S48°41'31"E	20.84'
30	RAD.=164.14' ARC=185.55' CHD. BRG.=S16°18'29"E CHD.=175.83'	
31	N87°33'44"W	15.48'
32	RAD.=149.14' ARC=112.61' CHD. BRG.=S04°09'11"E CHD.=109.96'	
33	N48°18'33"W	79.07'
34	S41°41'27"W	132.24'
35	N87°33'44"W	210.36'
36	S40°54'36"W	72.63'
37	N87°33'44"W	181.89'

FINAL - City Council Meeting - 6/16/2009 - 147



**ROAKE AND ASSOCIATES, INC.**  
CONSULTING ENGINEERS • LAND SURVEYORS • PLANNERS  
1887 HIGH GROVE LN • NAPERVILLE, IL 60540  
(630) 366-3232 • FAX (630) 366-3267

PREPARED FOR:  
**WIGHT & COMPANY**  
2500 NORTH FRONTAGE ROAD  
DARIEN, IL 60561  
PH. (630) 969-7000  
FX. (630) 969-7979

REVISIONS					
NO.	DATE	DESCRIPTION	NO.	DATE	DESCRIPTION
1	05/26/09	REV. PER CITY REVIEW (LTR. 05/26/09)			

NAPERVILLE CENTRAL HIGH SCHOOL			
PRELIMINARY/FINAL PLAT OF SUBDIVISION			
DRN./CKD. BY: PRS/CAH	FILE: 7041PS	FLD. BK./PG.: 223/22	SHEET NO. 1 OF 2
SCALE: 1"=100'	DATE: 05-01-09	JOB NO.: 704.001	

Page: 147 - Agenda Item: 17

PUBLIC UTILITIES AND DRAINAGE EASEMENT PROVISIONS

EASEMENTS ARE HEREBY RESERVED FOR AND GRANTED TO THE CITY OF NAPERVILLE, ILLINOIS AND TO THOSE PUBLIC UTILITY COMPANIES OPERATING UNDER FRANCHISE FROM THE CITY OF NAPERVILLE, INCLUDING, BUT NOT LIMITED TO, ILLINOIS BELL TELEPHONE COMPANY DBA AT&T ILLINOIS, NICOR GAS COMPANY AND THEIR SUCCESSORS AND ASSIGNS OVER ALL OF THE AREAS MARKED "PUBLIC UTILITIES AND DRAINAGE EASEMENTS" OR "P.U. & D.E." ON THE PLAT FOR THE PERPETUAL RIGHT, PRIVILEGE AND AUTHORITY TO SURVEY, CONSTRUCT, RECONSTRUCT, REPAIR, INSPECT, MAINTAIN AND OPERATE VARIOUS UTILITY TRANSMISSION AND DISTRIBUTION SYSTEMS, COMMUNITY ANTENNA TELEVISION SYSTEMS AND INCLUDING STORM AND/OR SANITARY SEWERS, TOGETHER WITH ANY AND ALL NECESSARY MANHOLES, CATCH BASINS, CONNECTIONS, APPLIANCES AND OTHER STRUCTURES AND APPURTENANCES AS MAY BE DEEMED NECESSARY BY SAID CITY, OVER, UPON, UNDER AND THROUGH SAID INDICATED EASEMENTS, TOGETHER WITH RIGHT OF ACCESS ACROSS THE GRANTORS PROPERTY FOR NECESSARY MEN AND EQUIPMENT TO DO ANY OF THE ABOVE WORK.

THE RIGHT IS ALSO GRANTED TO TRIM OR REMOVE ANY TREES, SHRUBS OR OTHER PLANTS ON THE EASEMENTS THAT INTERFERE WITH THE OPERATION OF THE SEWERS OR OTHER UTILITIES. NO PERMANENT BUILDINGS SHALL BE PLACED ON SAID EASEMENTS, BUT SAME MAY BE USED FOR GARDENS, SHRUBS, LANDSCAPING AND OTHER PURPOSES THAT DO NOT INTERFERE WITH THE AFORESAID USES OR RIGHTS. WHERE AN EASEMENT IS USED BOTH FOR SEWERS AND OTHER UTILITIES, THE OTHER UTILITY INSTALLATION SHALL BE SUBJECT TO THE ORDINANCES OF THE CITY OF NAPERVILLE.

EASEMENTS ARE HEREBY RESERVED FOR AND GRANTED TO THE CITY OF NAPERVILLE AND OTHER GOVERNMENTAL AUTHORITIES HAVING JURISDICTION OF THE LAND SUBDIVIDED HEREBY, OVER THE ENTIRE EASEMENT AREA FOR INGRESS, EGRESS AND THE PERFORMANCE OF MUNICIPAL AND OTHER GOVERNMENTAL SERVICES, INCLUDING WATER, STORM AND SANITARY SEWER SERVICE AND MAINTENANCE.

PUBLIC SIDEWALK EASEMENT PROVISIONS

A PERMANENT PUBLIC SIDEWALK EASEMENT IS HEREBY RESERVED FOR AND GRANTED TO THE CITY OF NAPERVILLE, ITS SUCCESSORS AND ASSIGNS, OVER THE AREA(S) MARKED "PUBLIC SIDEWALK EASEMENT" ON THE PLAT FOR THE PERPETUAL RIGHT, PRIVILEGE AND AUTHORITY TO CONSTRUCT, RE-CONSTRUCT, AND REPAIR THE PUBLIC SIDEWALK WITHIN THE SUBJECT EASEMENT AREA TOGETHER WITH ANY AND ALL NECESSARY BY SAID CITY OVER, UPON, ALONG AND THROUGH SAID INDICATED EASEMENT TOGETHER WITH RIGHT OF INGRESS AND EGRESS ACROSS THE PROPERTY FOR PEDESTRIAN TRAFFIC AND FOR THE NECESSARY MEN AND EQUIPMENT TO DO ANY OF THE ABOVE WORK. THE RIGHT IS ALSO GRANTED TO CUT DOWN, TRIM OR REMOVE ANY TREES, SHRUBS OR OTHER PLANTS ON THE EASEMENT THAT INTERFERE WITH THE OPERATION OF THE PUBLIC SIDEWALKS. NO PERMANENT BUILDINGS SHALL BE PLACED ON SAID EASEMENT, BUT SAME MAY BE USED FOR LAWNS AND LANDSCAPING AND OTHER PURPOSES THAT DO NOT THEN OR LATER INTERFERE WITH THE AFORESAID USES OR RIGHTS.

STORM WATER MANAGEMENT EASEMENT AND COVENANT PROVISIONS

THE OWNER SHALL HAVE THE PERPETUAL DUTY AND OBLIGATIONS TO PERFORM OR HAVE PERFORMED ALL MAINTENANCE OF THE STORMWATER MANAGEMENT DETENTION/RETENTION AREAS SO THAT THEY FUNCTION AS HYDRAULICALLY AND HYDROLOGICALLY PLANNED IN ACCORDANCE WITH ALL APPLICABLE STATUTES, ORDINANCES, RULES AND REGULATIONS.

THE OWNER, ITS AGENTS OR CONTRACTORS, SHALL NOT DESTROY OR MODIFY THE GRADES WITHOUT THE PRIOR WRITTEN APPROVAL OF THE CITY ENGINEER OF THE CITY OF NAPERVILLE.

PERPETUAL PUBLIC STORMWATER AND DRAINAGE EASEMENTS ARE HEREBY GRANTED TO CITY OF NAPERVILLE, ITS AGENTS, SUCCESSORS AND ASSIGNS, OVER, ON, ACROSS AND UNDER ALL OF THE AREAS MARKED "STORMWATER MANAGEMENT EASEMENT" OR ("S.M.E.") ON THE PLAT FOR THE RIGHT, PRIVILEGE AND AUTHORITY FOR THE PURPOSES OF:

1. SURVEYING, CONSTRUCTING, RECONSTRUCTING, REPAIRING, INSPECTING, MAINTAINING, AND OPERATING ALL STORMWATER MANAGEMENT FACILITIES, STRUCTURES, AND GRADES ON THE DETENTION/RETENTION SITE.

2. INCLUDING THE RIGHT OF ACCESS TO PERFORM THE WORK SPECIFIED IN PARAGRAPH 1 TOGETHER WITH THE RIGHT OF ACCESS FOR NECESSARY MEN AND EQUIPMENT TO DO ANY OF THE REQUIRED WORK.

3. TRIMMING, OR REMOVING TREES, SHRUBS OR OTHER PLANTS ON THE EASEMENT THAT INTERFERE WITH THE OPERATIONS OF THE STORMWATER FUNCTIONS.

4. NO PERMANENT BUILDINGS, OR UTILITY FACILITIES SHALL BE CONSTRUCTED ON THE EASEMENT BY THE OWNER, OR THE OWNER'S SUCCESSORS IN INTEREST, BUT SAID EASEMENT MAY BE USED FOR OTHER PURPOSES THAT DO NOT NOW OR LATER INTERFERE OR CONFLICT WITH THE AFORESAID USES OR RIGHTS OR IN ANY WAY AFFECT OR IMPEDE THE STORAGE OR FREE FLOW OF STORMWATER ON AND OVER THE EASEMENT. THE CITY OF NAPERVILLE IS HEREBY GRANTED A PERMANENT AND PERPETUAL MUNICIPAL UTILITY EASEMENT OVER, UNDER AND THROUGH ALL OF THE EASEMENT FOR THE PURPOSES OF CONSTRUCTION AND MAINTENANCE OF WATER, WASTEWATER AND ELECTRIC UTILITY FACILITIES. THE CITY MAY CONSTRUCT SUCH MUNICIPAL UTILITY FACILITIES ON THE EASEMENT ONLY AFTER SUBMITTING AND RECEIVING APPROVAL OF ENGINEERING PLANS FROM THE CITY ENGINEER OR THE CITY ENGINEER'S DESIGNEE. THE CITY OF NAPERVILLE SHALL, UPON COMPLETION OF ANY MUNICIPAL UTILITY WORK ON THE EASEMENT, RESTORE THE EASEMENT PREMISES TO THE SAME OR BETTER SURFACE CONDITION THAN THAT EXISTED PRIOR TO BEGINNING OF THE CITY WORK.

5. IF THE PROPERTY OWNER FAILS TO MAINTAIN THE STORMWATER DETENTION/RETENTION AREAS AS REQUIRED, THE CITY OF NAPERVILLE, ITS AGENTS OR CONTRACTORS, WILL HAVE THE RIGHT, BUT NOT THE OBLIGATION, TO ENTER THE PROPERTY TO PERFORM MAINTENANCE, REPAIR, CONSTRUCTION OR RECONSTRUCTION NECESSARY TO MAINTAIN STORMWATER STORAGE OR FLOW ON THE PARCEL. THE OWNER OF THE LOT OR THEIR HEIRS, ASSIGNS, OR SUCCESSORS IN INTEREST, SHALL BE JOINTLY AND SEVERALLY LIABLE FOR ALL COSTS INCURRED BY THE CITY IN PERFORMING SUCH WORK, PLUS AN ADDITIONAL TEN (10%) PERCENT AND ANY REASONABLE ATTORNEY'S FEES CONNECTED WITH THE COLLECTION OF SUCH COSTS. THE CITY'S ACTUAL COST TO PERFORM ANY NECESSARY WORK, AS DETERMINED BY THE CITY, PLUS TEN (10%) PERCENT AND THE ATTORNEY'S FEES WILL CONSTITUTE A LIEN AGAINST THE PARCEL, WHICH LIEN MAY BE FORECLOSED BY THE ACTION BROUGHT BY OR ON BEHALF OF THE CITY AGAINST THE OWNER.

THE PROVISIONS OF THE COVENANTS AND DECLARATIONS RELATING TO STORMWATER OBLIGATIONS SHALL NOT BE AMENDED, MODIFIED, OR ABROGATED WITHOUT THE PRIOR WRITTEN APPROVAL OF THE CITY. ALL OF THE ABOVE STATED OBLIGATIONS SHALL ALSO BE CLEARLY REFERENCED IN COVENANTS, CONDITIONS AND RESTRICTIONS RECORDED AGAINST THESE PARCELS, AND IN ANY DEEDS OR TITLE DOCUMENTATION REQUIRED FOR THE CONVEYANCE OF THE PARCEL.

THE PROPERTY OWNER SHALL HAVE THE PERPETUAL DUTY AND OBLIGATION TO FURNISH OR TO CAUSE TO BE FURNISHED, TO THE CITY OF NAPERVILLE, ILLINOIS, AN ANNUAL INSPECTION REPORT FOR THE STORMWATER FACILITIES, PREPARED BY AN ILLINOIS LICENSED PROFESSIONAL ENGINEER IN WHICH THE CONDITION OF THE STORMWATER MANAGEMENT FACILITIES WITHIN THE LOT ARE DESCRIBED IN DETAIL, RECOMMENDATIONS FOR MAINTENANCE AND REPAIRS ARE MADE AND INCLUDING A CERTIFICATION THAT THE CONDITION OF THE STORMWATER FACILITIES IS SUCH THAT THEY WILL OPERATE IN ACCORDANCE WITH THE ORIGINAL DESIGN INTENT.

COUNTY RECORDER'S CERTIFICATE

STATE OF ILLINOIS }
COUNTY OF DUPAGE } SS
THIS INSTRUMENT NUMBER \_\_\_\_\_ WAS FILED FOR
RECORD IN THE RECORDER'S OFFICE OF DUPAGE COUNTY, ILLINOIS AFORESAID ON
THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, A.D., 20\_\_\_\_ AT
\_\_\_\_\_ O'CLOCK AND WAS RECORDED IN BOOK \_\_\_\_\_ OF PLATS
ON PAGE \_\_\_\_\_
RECORDER OF DEEDS

COUNTY CLERK'S CERTIFICATE

STATE OF ILLINOIS }
COUNTY OF DUPAGE } SS
I, \_\_\_\_\_ COUNTY CLERK OF DUPAGE COUNTY, ILLINOIS,
DO HEREBY CERTIFY THAT THERE ARE NO DELINQUENT GENERAL TAXES; NO
UNPAID CURRENT TAXES, NO UNPAID FORFEITED TAXES, AND NO REDEEMABLE
TAX SALES AGAINST ANY OF THE LAND INCLUDED IN THE ANNEXED PLAT. I
FURTHER CERTIFY THAT I HAVE RECEIVED ALL STATUTORY FEES IN
CONNECTION WITH THE ANNEXED PLAT.
GIVEN UNDER MY NAME AND SEAL OF THE COUNTY CLERK AT WHEATON, ILLINOIS,
THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, A.D., 20\_\_\_\_
COUNTY CLERK

CITY TREASURER'S CERTIFICATE

STATE OF ILLINOIS }
COUNTY OF DUPAGE } SS
I, TREASURER FOR THE CITY OF NAPERVILLE, ILLINOIS DO HEREBY CERTIFY THAT
THERE ARE NO DELINQUENT OR UNPAID CURRENT OR FORFEITED SPECIAL
ASSESSMENTS, OR ANY DEFERRED INSTALLMENT THEREOF, THAT HAVE NOT
BEEN APPORTIONED AGAINST ANY OF THE TRACT OF LAND INCLUDED IN THE
ANNEXED PLAT.
DATED AT NAPERVILLE, ILLINOIS, THIS \_\_\_\_\_ DAY OF
\_\_\_\_\_, A.D., 20\_\_\_\_
CITY TREASURER/DIRECTOR, FINANCE DEPARTMENT

OWNER'S CERTIFICATE

STATE OF ILLINOIS }
COUNTY OF DUPAGE } SS
THIS IS TO CERTIFY THAT NAPERVILLE COMMUNITY UNIT DISTRICT 203, IS THE OWNER OF
THE PROPERTY DESCRIBED AND SHOWN HEREON AND AS SUCH OWNER, HAS CAUSED THE
PROPERTY TO BE SURVEYED AND SUBDIVIDED AS SHOWN HEREON, FOR THE USES AND
PURPOSES THEREIN SET FORTH AND AS ALLOWED AND PROVIDED BY STATUTES, AND
NAPERVILLE COMMUNITY UNIT DISTRICT 203, AS OWNER, DOES HEREBY ACKNOWLEDGE
AND ADOPT THE SAME UNDER THE STYLE AND TITLE AFORESAID.
DATED AT \_\_\_\_\_ CITY \_\_\_\_\_ ILLINOIS, THIS \_\_\_\_\_ DAY OF
\_\_\_\_\_, A.D., 20\_\_\_\_
MONTH \_\_\_\_\_
OWNER: NAPERVILLE COMMUNITY UNIT DISTRICT 203
BY: \_\_\_\_\_ SIGNATURE \_\_\_\_\_ ATTEST: \_\_\_\_\_ SIGNATURE \_\_\_\_\_
TITLE: \_\_\_\_\_ PRINT TITLE \_\_\_\_\_ TITLE: \_\_\_\_\_ PRINT TITLE \_\_\_\_\_

NOTARY'S CERTIFICATE

STATE OF ILLINOIS }
COUNTY OF DUPAGE } SS
I, \_\_\_\_\_ A NOTARY PUBLIC IN AND FOR SAID
\_\_\_\_\_ PRINT NAME
COUNTY, IN THE STATE AFORESAID, DO HEREBY CERTIFY THAT \_\_\_\_\_ PRINT NAME
\_\_\_\_\_ AND \_\_\_\_\_ PRINT NAME \_\_\_\_\_ TITLE
\_\_\_\_\_ TITLE
OF \_\_\_\_\_, WHO ARE PERSONALLY KNOWN TO ME TO BE THE SAME PERSONS
WHOSE NAMES ARE SUBSCRIBED TO THE FORGOING INSTRUMENT AS SUCH \_\_\_\_\_ TITLE
AND \_\_\_\_\_ RESPECTFULLY, APPEARED BEFORE ME THIS DAY
IN PERSON AND JOINTLY AND SEVERALLY ACKNOWLEDGED THAT THEY SIGNED AND DELIVERED THE SAID
INSTRUMENT AS THEIR OWN FREE AND VOLUNTARY ACT AND AS THE FREE AND VOLUNTARY ACT OF
\_\_\_\_\_, FOR THE USES AND PURPOSES THEREIN SET FORTH.
GIVEN UNDER MY HAND AND NOTARIAL SEAL
THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, A.D., 20\_\_\_\_
DATE MONTH YEAR
NOTARY PUBLIC SIGNATURE
PRINT NAME
MY COMMISSION EXPIRES ON \_\_\_\_\_ A.D., 20\_\_\_\_
MONTH DATE YEAR

SCHOOL DISTRICT BOUNDARY STATEMENT

STATE OF ILLINOIS }
COUNTY OF DUPAGE } SS
THE UNDERSIGNED, BEING DULY SWORN, UPON HIS/HER OATH DEPOSES AND
STATES AS FOLLOWS:
1. THAT NAPERVILLE COMMUNITY UNIT DISTRICT 203, IS THE OWNER OF THE PROPERTY
LEGALLY DESCRIBED ON THIS PLAT OF SUBDIVISION, WHICH HAS BEEN SUBMITTED
TO THE CITY OF NAPERVILLE FOR APPROVAL, WHICH LEGAL DESCRIPTION IS
INCORPORATED HEREIN BY REFERENCE; AND
2. TO THE BEST OF THE OWNER'S KNOWLEDGE, THE SCHOOL DISTRICT
IN WHICH TRACT, PARCEL, LOT OR BLOCK OF THE PROPOSED SUBDIVISION
LIES IS:
NAPERVILLE COMMUNITY UNIT DISTRICT 203
203 W. HILLSIDE ROAD
NAPERVILLE, ILLINOIS 60540-6589
OWNER: NAPERVILLE COMMUNITY UNIT DISTRICT 203
BY: \_\_\_\_\_ SIGNATURE \_\_\_\_\_ ATTEST: \_\_\_\_\_ SIGNATURE \_\_\_\_\_
TITLE: \_\_\_\_\_ PRINT TITLE \_\_\_\_\_ TITLE: \_\_\_\_\_ PRINT TITLE \_\_\_\_\_
SUBSCRIBED AND SWORN BEFORE ME
THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, A.D., 20\_\_\_\_
DATE MONTH YEAR
NOTARY PUBLIC SIGNATURE

CITY COUNCIL CERTIFICATE

STATE OF ILLINOIS }
COUNTY OF DUPAGE } SS
APPROVED AND ACCEPTED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF
NAPERVILLE, ILLINOIS, AT A MEETING HELD THE \_\_\_\_\_ DAY OF
\_\_\_\_\_, 20\_\_\_\_
BY: \_\_\_\_\_ MAYOR ATTEST: \_\_\_\_\_ CITY CLERK

PLAN COMMISSION CERTIFICATE

STATE OF ILLINOIS }
COUNTY OF DUPAGE } SS
APPROVED BY THE NAPERVILLE PLAN COMMISSION AT A MEETING HELD THE
\_\_\_\_\_, DAY OF \_\_\_\_\_, A.D., 20\_\_\_\_
BY: \_\_\_\_\_ CHAIRMAN ATTEST: \_\_\_\_\_ SECRETARY

SURFACE WATER STATEMENT

STATE OF ILLINOIS }
COUNTY OF \_\_\_\_\_ } SS
TO THE BEST OF OUR KNOWLEDGE AND BELIEF THE DRAINAGE OF SURFACE WATERS
WILL NOT BE CHANGED BY THE CONSTRUCTION OF THIS SUBDIVISION OR ANY PART
THEREOF, OR THAT IF SUCH SURFACE WATER DRAINAGE WILL BE CHANGED,
REASONABLE PROVISION HAS BEEN MADE FOR COLLECTION AND DIVERSION OF SUCH
SURFACE WATERS INTO PUBLIC AREAS, OR DRAINS WHICH THE SUBDIVIDER HAS A RIGHT
TO USE, AND THAT SUCH SURFACE WATERS WILL BE PLANNED FOR IN ACCORDANCE
WITH GENERALLY ACCEPTED ENGINEERING PRACTICES SO AS TO REDUCE THE
LIKELIHOOD OF DAMAGE TO THE ADJOINING PROPERTY BECAUSE OF THE CONSTRUCTION
OF THE SUBDIVISION.
DATED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, A.D., 20\_\_\_\_
ILLINOIS LICENSED PROFESSIONAL ENGINEER NO. \_\_\_\_\_
LICENSE VALID THROUGH NOVEMBER 30, 2009
OWNER: NAPERVILLE COMMUNITY UNIT DISTRICT 203
BY: \_\_\_\_\_ ATTEST: \_\_\_\_\_
ITS: \_\_\_\_\_ ITS: \_\_\_\_\_
AFFIX SEAL

SURVEYOR'S CERTIFICATE

STATE OF ILLINOIS }
COUNTY OF DUPAGE } SS
I, CHARLES A. HULSE, AN ILLINOIS LICENSED PROFESSIONAL LAND SURVEYOR, HEREBY
CERTIFY THAT I HAVE SURVEYED AND SUBDIVIDED THE FOLLOWING DESCRIBED
PROPERTY AND THAT THIS PLAT IS A TRUE AND CORRECT REPRESENTATION
THEREOF. ALL DIMENSIONS ARE GIVEN IN FEET AND DECIMALS THEREOF.
PARCEL 'A'
THAT PART OF THE NORTHEAST QUARTER OF SECTION 24, TOWNSHIP 38 NORTH, RANGE
9, EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED BY COMMENCING AT THE NORTH
WEST CORNER OF SAID NORTH EAST QUARTER OF SAID SECTION 24, THENCE EAST 151.8
FEET ALONG THE NORTH LINE OF SAID NORTHEAST QUARTER; THENCE SOUTH 21
DEGREES 38 MINUTES EAST 480 FEET TO THE CENTER OF AURORA AND NAPERVILLE
ROAD, FOR A PLACE OF BEGINNING; THENCE NORTH 63 DEGREES 29 MINUTES EAST 338
FEET ALONG THE CENTER OF SAID ROAD; THENCE SOUTH 59 DEGREES 11 MINUTES
EAST 334.65 FEET; THENCE SOUTH 60 DEGREES 47 MINUTES EAST 751.75 FEET TO THE
WEST LINE OF WEBSTER STREET; THENCE SOUTH 0 DEGREES 47 MINUTES EAST 456.59
FEET ALONG SAID WEST LINE OF WEBSTER STREET TO THE NORTH LINE OF THE
NAPERVILLE CEMETERY; THENCE NORTH 88 DEGREES 58 MINUTES WEST 884.90 FEET TO
THE NORTH WEST CORNER OF SAID NAPERVILLE CEMETERY; THENCE SOUTH A 775 FEET TO
THE SOUTH WEST CORNER OF SAID NAPERVILLE CEMETERY; THENCE NORTH 88 DEGREES
57 MINUTES WEST 500 FEET ALONG THE SOUTH LINE OF SAID NAPERVILLE CEMETERY
EXTENDED WEST; THENCE NORTH TO A POINT IN THE CENTER LINE OF SAID AURORA
AND NAPERVILLE ROAD, WHICH IS SOUTH 68 DEGREES 38 MINUTES WEST 230 FEET FROM
THE PLACE OF BEGINNING; THENCE NORTH 68 DEGREES 38 MINUTES EAST 230 FEET
ALONG THE CENTER LINE OF SAID AURORA AND NAPERVILLE ROAD TO THE PLACE OF
BEGINNING, EXCEPT THAT PART THEREOF LYING SOUTH OF THE NORTH LINE OF HILLSIDE
AVENUE.
TOGETHER WITH:
PARCEL 'B'
THAT PART OF THE NORTH HALF OF SECTION 24 TOWNSHIP 38 NORTH, RANGE 9, EAST
OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS: COMMENCING AT THE
NORTH WEST CORNER OF SAID NORTHEAST QUARTER AND RUNNING THENCE EAST ALONG
THE NORTH LINE OF SAID NORTHEAST QUARTER 151.8 FEET; THENCE SOUTH 21 DEGREES
38 MINUTES EAST 480.00 FEET TO THE CENTER LINE OF AURORA - NAPERVILLE ROAD;
THENCE SOUTHWESTERLY ALONG THE CENTER LINE OF SAID ROAD, 230.0 FEET TO THE
PLACE OF BEGINNING; THENCE ON A 70 DEGREE 39 MINUTES ANGLE TO THE LEFT OF
THE LAST DESCRIBED COURSE, 671.11 FEET TO THE NORTH RIGHT OF WAY LINE OF
HILLSIDE ROAD (MAPLE AVENUE) EXTENDED WESTERLY THENCE CONTINUING WESTERLY
ALONG THE NORTH RIGHT OF WAY LINE OF HILLSIDE ROAD (EXTENDED) TO A POINT ON
EAST RIGHT OF WAY LINE OF WEST STREET, AS NOW PLATTED AND RECORDED THENCE
NORTHERLY ALONG THE EAST RIGHT OF WAY LINE OF WEST STREET TO THE CENTER LINE
OF AURORA - NAPERVILLE ROAD; THENCE NORTHEASTERLY ALONG THE CENTER LINE OF
AURORA - NAPERVILLE ROAD TO THE PLACE OF BEGINNING.
TOGETHER WITH:
PARCEL 'C'
THAT PART OF OSWEGO ROAD IN THE NORTHWEST QUARTER OF SECTION 24, TOWNSHIP 38
NORTH, RANGE 9, EAST OF THE THIRD PRINCIPAL MERIDIAN, DUPAGE COUNTY, ILLINOIS,
DESCRIBED AS FOLLOWS: BEGINNING AT THE INTERSECTION OF THE SOUTHERLY LINE OF
SAID OSWEGO ROAD AND THE EAST LINE OF WEST STREET ACCORDING TO THE PLAT
THEREOF RECORDED ON JANUARY 18, 1962 AS DOCUMENT R62-1737; THENCE NORTH
ALONG THE NORTHERLY EXTENSION OF SAID EAST LINE OF WEST STREET, A DISTANCE OF
20.84 FEET TO ITS INTERSECTION WITH THE EAST LINE OF WEST STREET ACCORDING TO
THE PLAT THEREOF RECORDED ON MAY 12, 1970 AS DOCUMENT R70-14658 EXTENDED
SOUTHERLY; THENCE NORTH ALONG SAID SOUTHERLY EXTENSION OF THE EAST LINE OF
WEST STREET, A DISTANCE OF 56.66 FEET TO THE SOUTHERLY LINE OF SAID OSWEGO
ROAD BY SAID DOCUMENT R70-14658; THENCE NORTHEASTERLY ALONG SAID SOUTHERLY
LINE OF OSWEGO ROAD, A DISTANCE OF 125.69 FEET TO THE SOUTH LINE OF AURORA
AVENUE (AURORA ROAD) BY SAID DOCUMENT R70-14658; THENCE EAST ALONG THE
EASTERLY EXTENSION OF SAID SOUTH LINE OF AURORA AVENUE, A DISTANCE OF 215.38
FEET TO SAID SOUTHERLY LINE OF OSWEGO ROAD, AND THENCE SOUTHWESTERLY ALONG
SAID SOUTHERLY LINE OF OSWEGO ROAD, A DISTANCE OF 354.32 FEET TO THE POINT OF
BEGINNING.
TOGETHER WITH:
PARCEL 'D'
THAT PART OF LOT 2 IN EAST VON OVEN ASSESSMENT PLAT IN PART OF THE NORTH
HALF OF SECTION 24, TOWNSHIP 38 NORTH, RANGE 9, EAST OF THE THIRD PRINCIPAL
MERIDIAN, IN DUPAGE COUNTY, ILLINOIS, LYING NORTH OF NORTHERLY LINE OF OSWEGO
ROAD RECORDED MAY 12, 1970 AS DOCUMENT R70-14658, EAST OF THE EAST LINE OF
WEST STREET RECORDED JANUARY 18, 1962 AS DOCUMENT R62-1737 AND SOUTH OF
AURORA ROAD (ILLINOIS ROUTE 18) RECORDED SEPTEMBER 15, 1922 AS DOCUMENT
159008.
TOGETHER WITH:
PARCEL 'E'
THAT PART OF THE NORTHEAST QUARTER OF SECTION 24, TOWNSHIP 38 NORTH, RANGE 9,
EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS: BEGINNING AT THE
INTERSECTION OF THE SOUTH RIGHT OF WAY OF HILLSIDE ROAD WITH THE WEST RIGHT OF
WAY OF WEBSTER STREET AND RUNNING THENCE NORTH ALONG THE WEST RIGHT OF WAY
OF WEBSTER STREET 456.59 FEET; THENCE ON A 61 DEGREES 42 MINUTES ANGLE TO THE
LEFT OF THE LAST DESCRIBED COURSE 78.37 FEET TO A POINT ON A 9 DEGREES 19
MINUTES 44 SECONDS DEGREE OF CURVATURE; OF RADIUS 614.17 FEET, SAID POINT BEING
106.77 FEET SOUTHEASTERLY FROM THE POINT OF CURVATURE AS MEASURED ON THE
CURVE; THENCE CONTINUING SOUTHEASTERLY ALONG SAID CURVE 257.69 FEET TO THE
POINT OF TANGENCY; THENCE CONTINUING SOUTH ALONG THE TANGENT EXTENDED OF
THE LAST DESCRIBED COURSE 242.05 FEET TO THE SOUTH RIGHT OF WAY OF HILLSIDE
ROAD EXTENDED WEST; THENCE EAST ALONG THE SOUTH RIGHT OF WAY OF HILLSIDE ROAD
EXTENDED WEST 14.00 FEET TO THE PLACE OF BEGINNING, ALL IN DUPAGE COUNTY,
ILLINOIS.
I, FURTHER CERTIFY THAT THE PROPERTY SHOWN ON THE PLAT HEREON DRAWN IS
SITUATED WITHIN THE CORPORATE LIMITS OF THE CITY OF NAPERVILLE, WHICH HAS
ADOPTED AN OFFICIAL COMPREHENSIVE PLAN AND IS EXERCISING THE SPECIAL POWERS
AUTHORIZED BY THE STATE OF ILLINOIS ACCORDING TO 65 ICLS 5/11-12-6, AS
HEREINAFORE AND HEREAFTER AMENDED AND THAT SAID SUBDIVISION IS NOT WITHIN A
SPECIAL FLOOD HAZARD AREA AS IDENTIFIED BY THE FEDERAL EMERGENCY MANAGEMENT
AGENCY ON ITS FLOOD INSURANCE RATE MAP - COMMUNITY PANEL NUMBERED 17043C0706
D, REVISION DATED OCTOBER 19, 2005.
THIS PLAT HAS BEEN PREPARED BY ROAKE AND ASSOCIATES, INC., ILLINOIS LICENSED
PROFESSIONAL DESIGN FIRM NO. 807, LICENSE EXPIRES APRIL 30, 2011, UNDER MY
PERSONAL DIRECTION FOR THE EXCLUSIVE USE OF THE CLIENT NOTED HEREON.
GIVEN UNDER MY HAND AND SEAL THIS \_\_\_\_\_ OF
\_\_\_\_\_, A.D., 20\_\_\_\_
ILLINOIS LICENSED PROFESSIONAL LAND SURVEYOR NO. 2955
LICENSE VALID THROUGH NOVEMBER 30, 2010
CITY OF NAPERVILLE PROJECT #09-1000042



ROAKE AND ASSOCIATES, INC.

CONSULTING ENGINEERS • LAND SURVEYORS • PLANNERS
1887 HIGH GROVE LN • NAPERVILLE IL 60640
(630) 366-3232 • FAX (630) 366-3267

PREPARED FOR:
WIGHT & COMPANY
2500 NORTH FRONTAGE ROAD
DARIEN, IL 60561
PH. (630) 969-7000
FX. (630) 969-7979

Table with 7 columns: NO., DATE, DESCRIPTION, NO., DATE, DESCRIPTION. Row 1: 1, 05/26/09, REV. PER CITY REVIEW (LTR. 05/26/09)

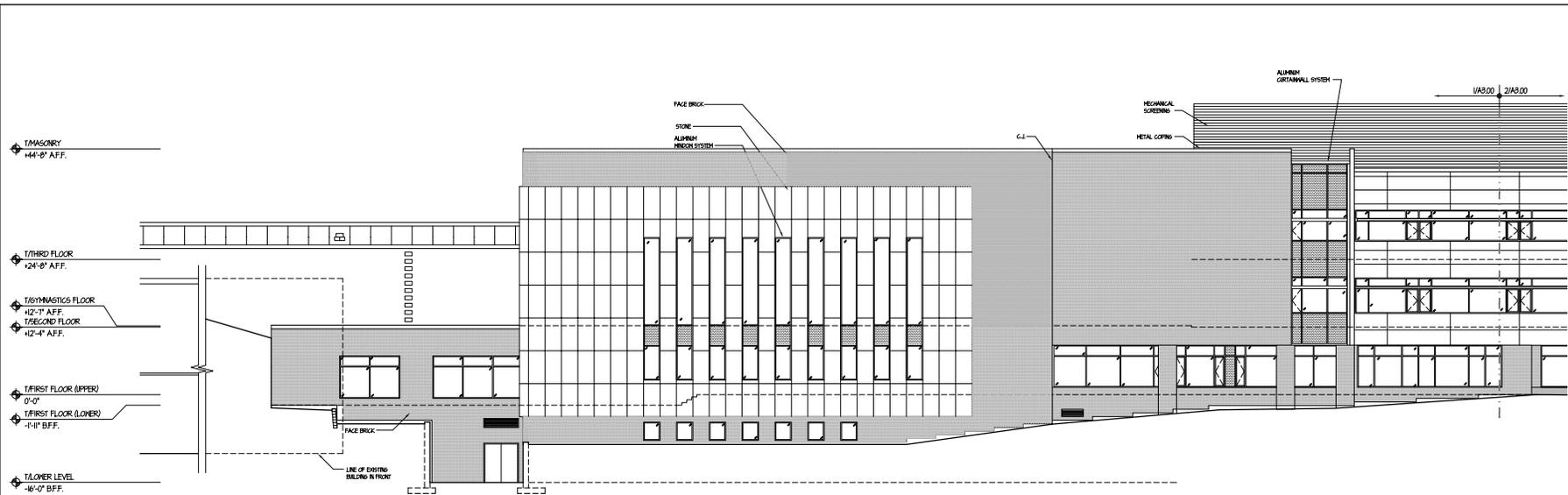
NAPERVILLE CENTRAL HIGH SCHOOL

PRELIMINARY/FINAL PLAT OF SUBDIVISION

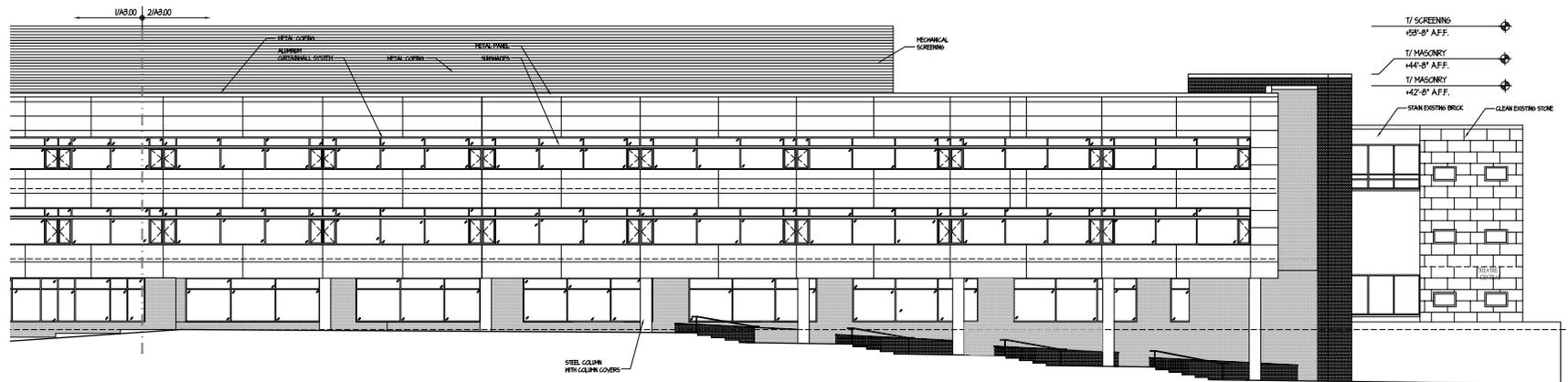
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1 SOUTH ELEVATION  
SCALE: 1/8" = 1'-0"



2 SOUTH ELEVATION  
SCALE: 1/8" = 1'-0"

SCALE 1/8" = 1'-0"	SCALE 1/8" = 1'-0"	SCALE 1/4" = 1'-0"	SCALE 3/8" = 1'-0"	SCALE 1/2" = 1'-0"	SCALE 3/4" = 1'-0"	SCALE 1" = 1'-0"	SCALE 1 1/2" = 1'-0"	SCALE 2" = 1'-0"	NOT FOR CONSTRUCTION
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Page: 150

**Wight & Company**  
 2300 N. Frontage Rd., Suite 100  
 Naperville, IL 60563  
 (630) 949-7900  
 Design Firm Registration: 184-000651

**STRUCTURAL ENGINEER:**  
 Larson Engineering, Inc.  
 1488 Bond Street, Suite 100  
 Naperville, IL 60563  
 (630) 357-0500  
 LEI Comm. No. 0180143.000

**MECHANICAL ENGINEER:**  
 2010 Engineering Group, LLC  
 601C Busse Rd., Elk Grove Village, IL 60007  
 847.427.2010  
 Mechanical - Electrical Engineers

**CONSTRUCTION COMPANIES:**  
**IHC Construction Companies, LLC**  
 1500 Executive Drive, Elgin, IL 60123  
 (847) 742-1516 (847) 742-4610  
 Construction Manager

VARIANCE EXHIBIT 04-21-04  
 ISSUED FOR 1008 DD 04-20-04

REV DESCRIPTION DATE

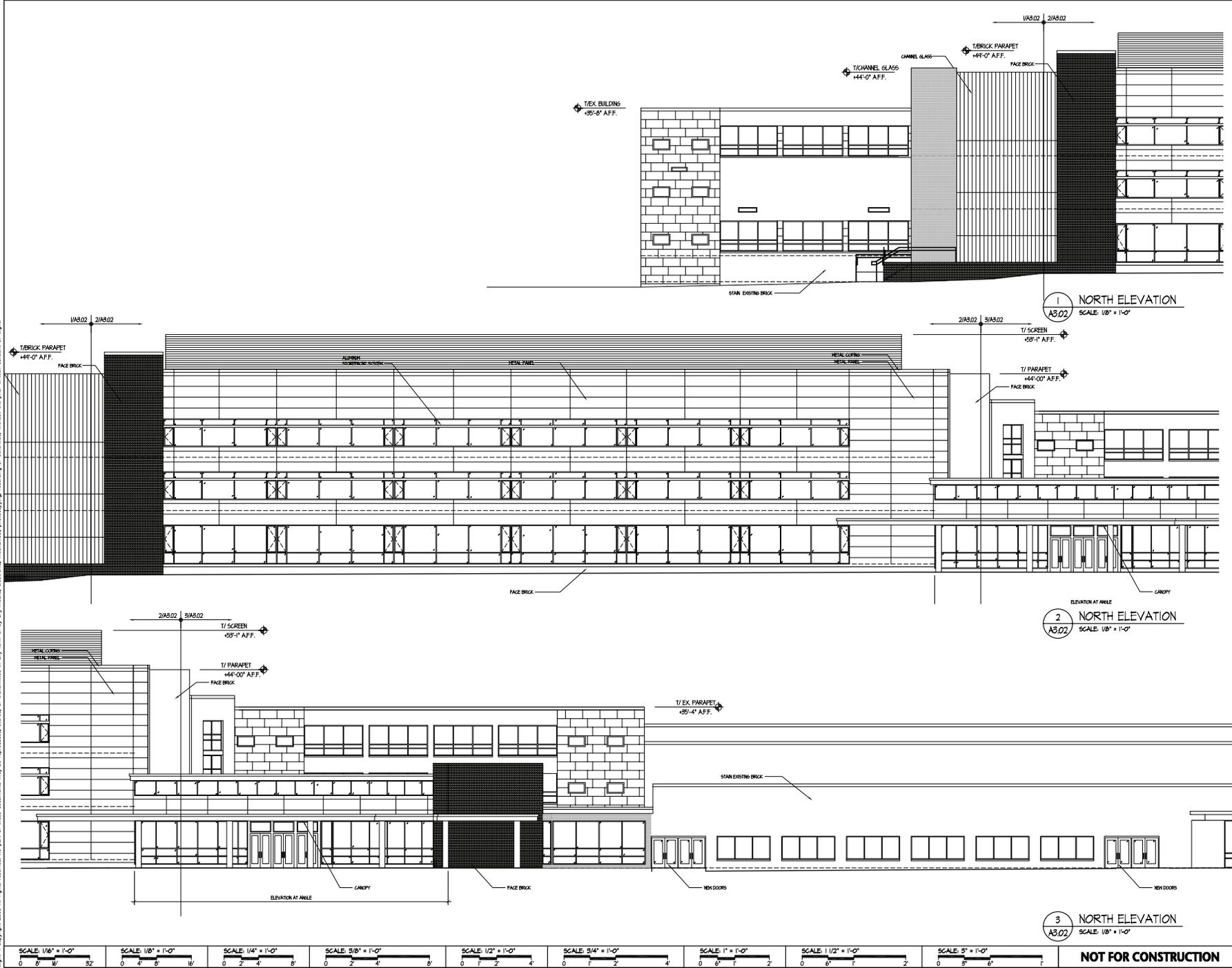
**Naperville Central High School**  
 440 Aurora Ave.  
 Naperville, IL. 60540

**EXTERIOR ELEVATIONS**

Project Number: 02-502-05  
 Drawn By:  
 Sheet:

**A3.00**

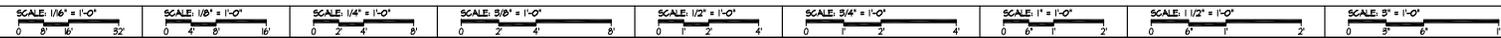
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1 NORTH ELEVATION  
SCALE: 1/8" = 1'-0"

2 NORTH ELEVATION  
SCALE: 1/8" = 1'-0"

3 NORTH ELEVATION  
SCALE: 1/8" = 1'-0"



**NOT FOR CONSTRUCTION**



Wight & Company  
2300 N. Frontage Rd., Deerfield, IL 60015  
630.949.7900 630.949.7979 fax  
Design Firm Registration 184-00451

STRUCTURAL ENGINEER:  
Larson Engineering, Inc.  
1488 Bond Street, Suite 100  
Naperville, Illinois 60563-8503  
(P) 630.357.0540 (F) 630.357.0184  
Illinois License No. 184-001442  
LEI Comm. No. 210180143.000

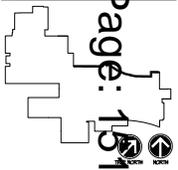


2010 Engineering Group, LLC  
601C Busse Rd., Elk Grove, IL 60007  
847.427.2210 847.427.2201 fax  
Mechanical - Electrical Engineers



IHC Construction Companies, LLC  
1500 Executive Drive, Elgin, IL 60123  
(847) 742-1516 (847) 742-4610 fax  
Construction Manager

VARIANCE EXHIBIT	04-21-04
ISSUED FOR 100% DD	04-20-04
REV. DESCRIPTION	DATE



**Naperville Central High School**  
440 Aurora Ave.  
Naperville, IL 60540

EXTERIOR ELEVATIONS

Project Number: 02-502-05  
Drawn By:  
Sheet:

**A3.02**



**Wight**  
 & Company

2300 N. Frontage Rd., Danville, IL 60151  
 630.949.7000  
 Design Firm Registration: 184-000451

STRUCTURAL ENGINEER:

Larson Engineering, Inc.  
 1488 Bond Street, Suite 100  
 Naperville, IL 60563  
 (P) 630.357.0500 (F) 630.357.0184  
 Illinois License: 184-001442  
 LEI Comm. No.: 0180143.000

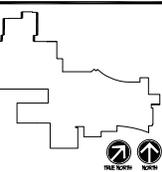


2010 Engineering Group, LLC  
 601C Busse Rd., Elk Grove Village, IL 60007  
 847.427.2010  
 Mechanical - Electrical Engineers



IHC Construction Companies, LLC  
 1300 Executive Drive, Elgin, IL 60123  
 (847) 743-1516 (847) 743-4610  
 Construction Manager

VARIANCE EXHIBIT 04-21-04  
 ISSUED FOR 1008 DD 04-20-04  
 REV DESCRIPTION DATE



**Naperville Central  
 High School**  
 440 Aurora Ave.  
 Naperville, IL. 60540

EXTERIOR ELEVATIONS

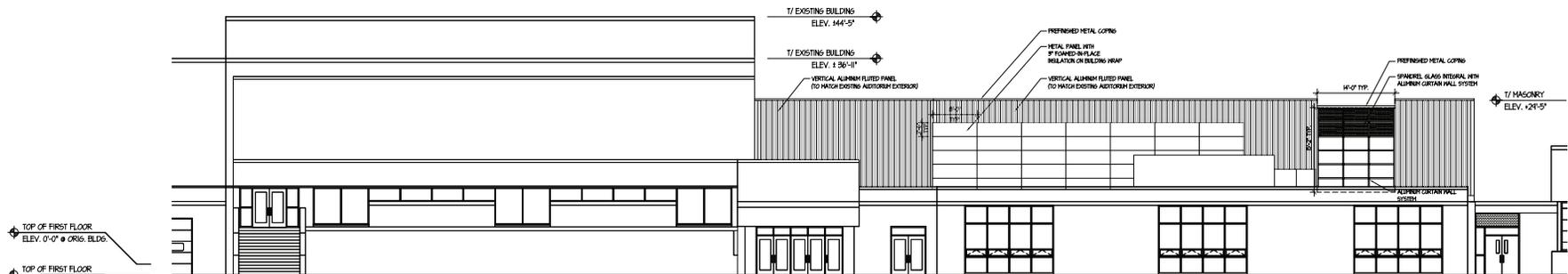
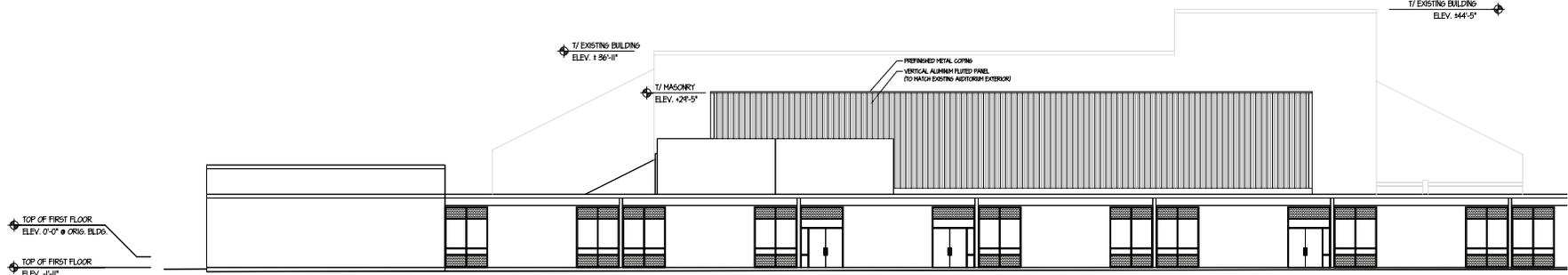
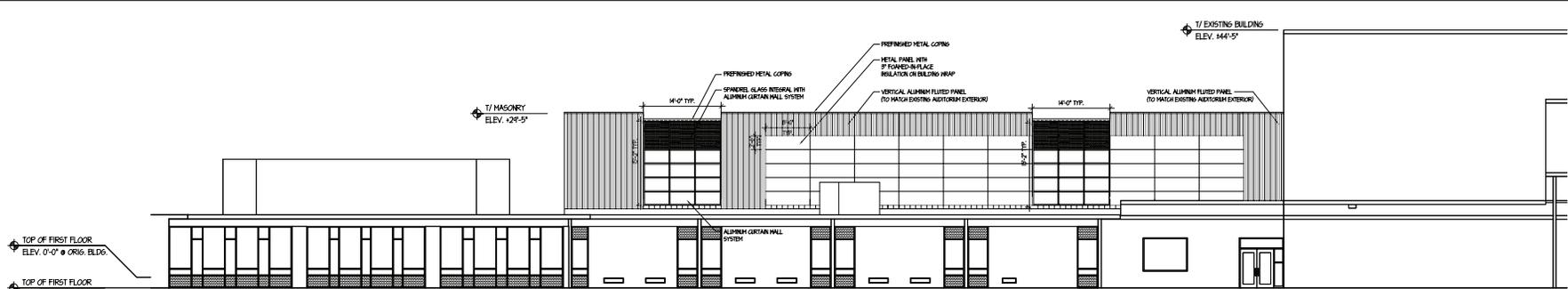
Project Number:  
 02-502-05  
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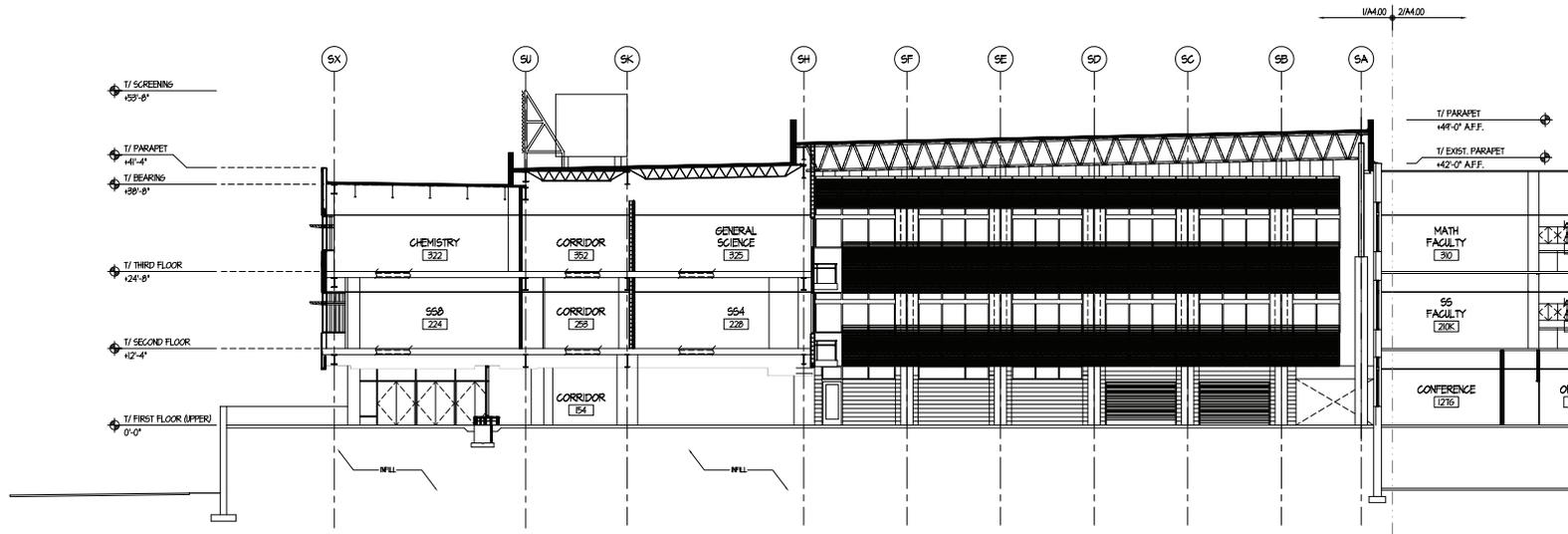
**A3.03**

FINAL - City Council Meeting - 6/16/2009 - 152

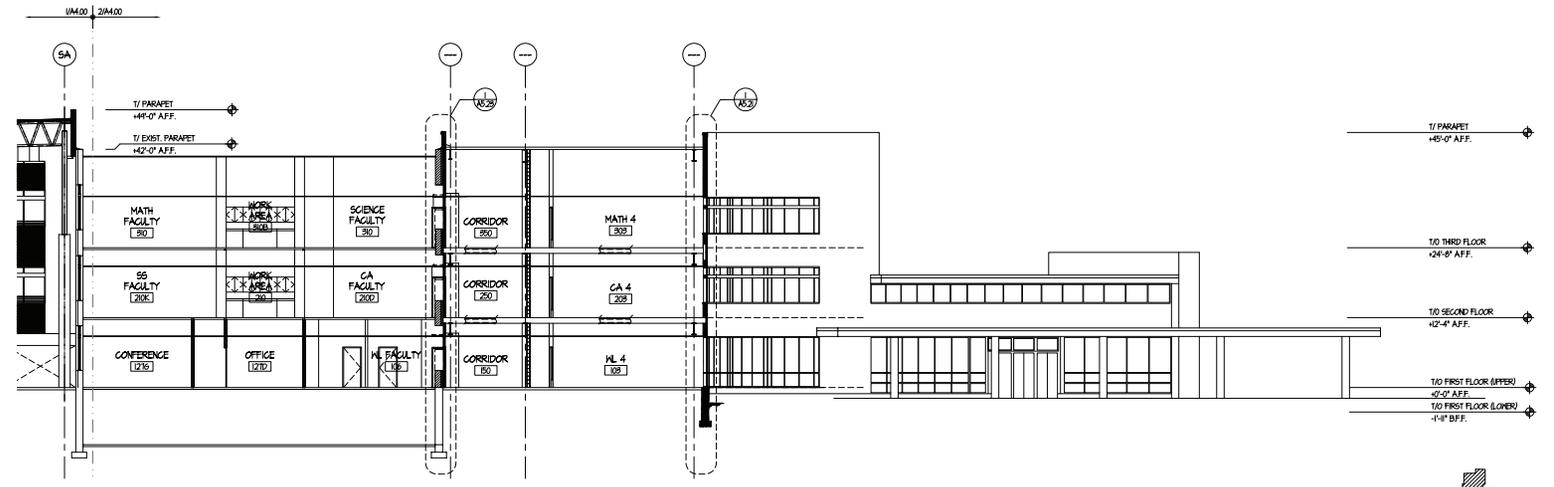
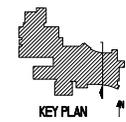
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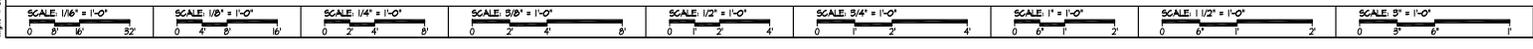
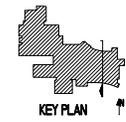
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1 BUILDING SECTION  
SCALE: 1/8" = 1'-0"



2 BUILDING SECTION  
SCALE: 1/8" = 1'-0"



NOT FOR CONSTRUCTION



Wight & Company  
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IHC Construction Companies, LLC  
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Construction Manager

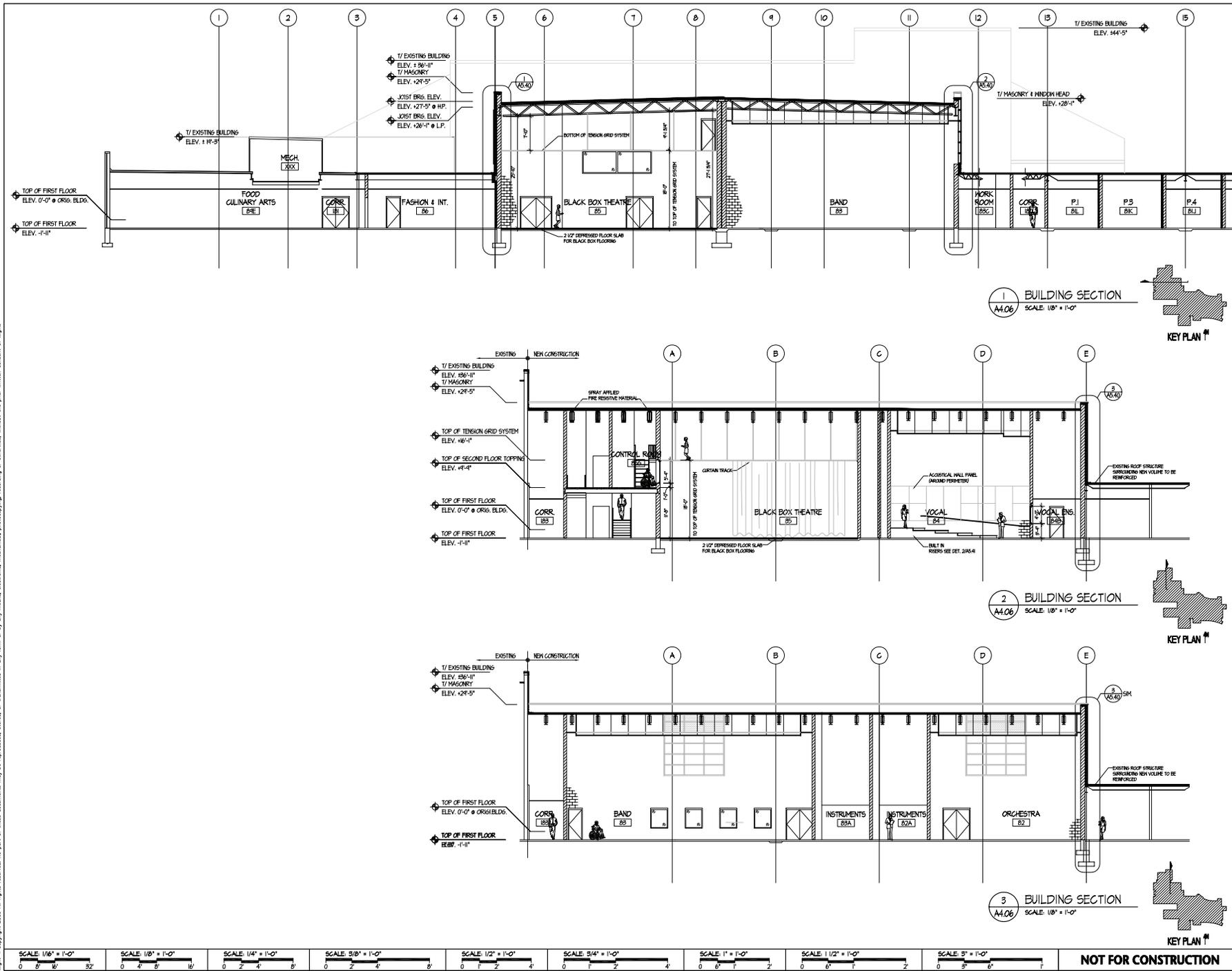
VARIANCE EXHIBIT	04-21-04
ISSUED FOR 1008 DD	04-20-04
REV DESCRIPTION	DATE

Page: 153  
Naperville Central High School  
440 Aurora Ave.  
Naperville, IL 60540

BUILDING SECTIONS  
Project Number: 02-502-05  
Drawn By:  
Sheet:  
**A4.00**



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VARIANCE EXHIBIT 04-21-04  
 ISSUED FOR 1008 DD 04-20-01

REV DESCRIPTION DATE

Page: 155

**Naperville Central High School**  
 440 Aurora Ave.  
 Naperville, IL 60540

**BUILDING SECTIONS**

Project Number: 02-502-05  
 Drawn By:  
 Sheet:

**A4.06**

1.7.

**NOT FOR CONSTRUCTION**



**NAPERVILLE CENTRAL HIGH SCHOOL**



**Wight**

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IHC Construction Companies, LLC  
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 (847) 742-1516 (847) 742-6610 fax  
 Construction Manager

REV	DESCRIPTION	DATE
ISSUED FOR 25% CD		05-21-04

**Naperville Central High School**  
 440 Aurora Ave.  
 Naperville, IL. 60540

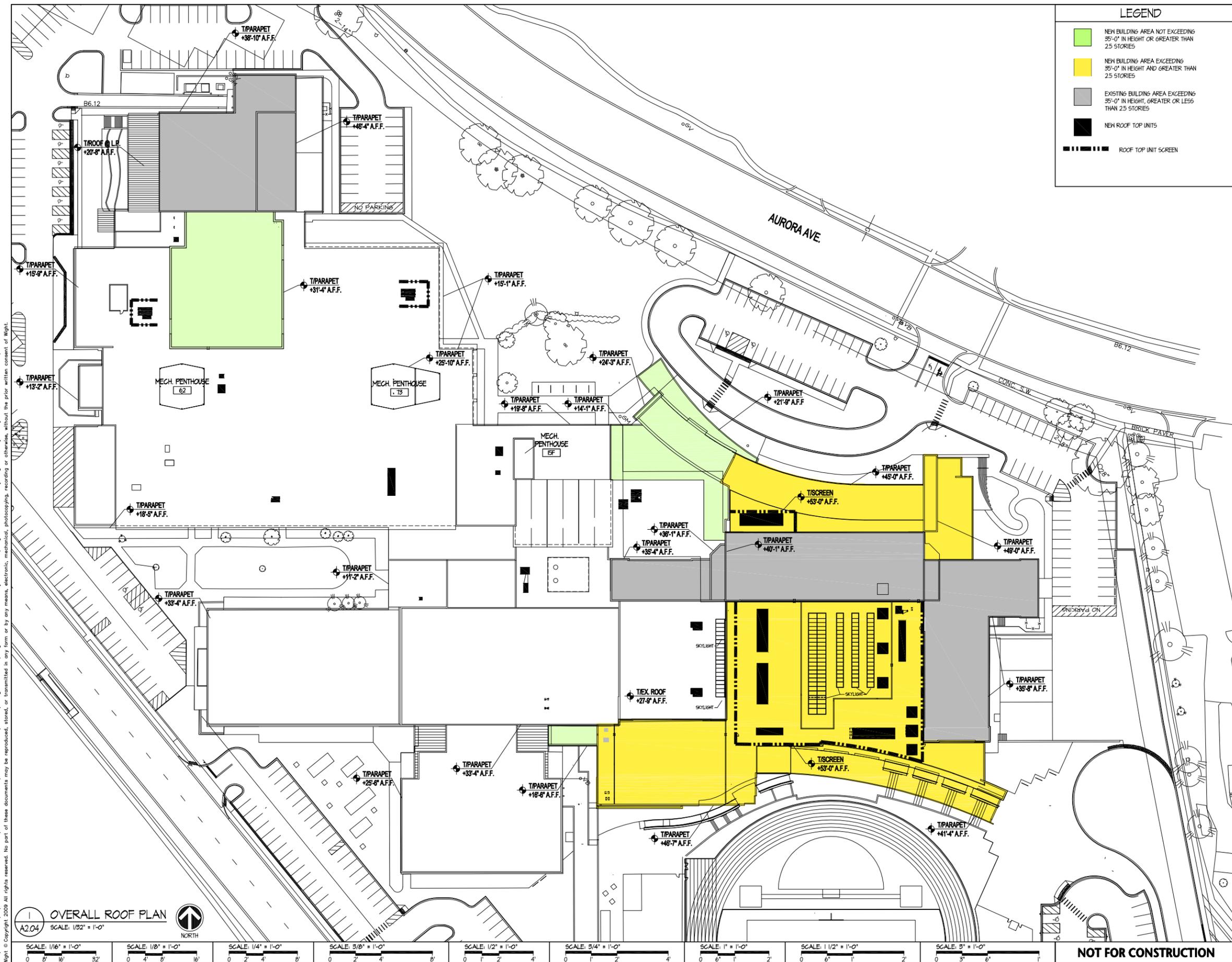
**MAXIMUM HEIGHT VARIANCE PLAN**

Project Number:  
 02-5102-05  
 Drawn By:

Sheet:  
**A2.04SK**

**LEGEND**

- NEW BUILDING AREA NOT EXCEEDING 35'-0" IN HEIGHT OR GREATER THAN 25 STORIES
- NEW BUILDING AREA EXCEEDING 35'-0" IN HEIGHT AND GREATER THAN 25 STORIES
- EXISTING BUILDING AREA EXCEEDING 35'-0" IN HEIGHT, GREATER OR LESS THAN 25 STORIES
- NEW ROOF TOP UNITS
- ROOF TOP UNIT SCREEN



**OVERALL ROOF PLAN**  
 A2.04 SCALE: 1/32" = 1'-0"  
 NORTH

SCALE: 1/16" = 1'-0"	SCALE: 1/8" = 1'-0"	SCALE: 1/4" = 1'-0"	SCALE: 3/8" = 1'-0"	SCALE: 1/2" = 1'-0"	SCALE: 3/4" = 1'-0"	SCALE: 1" = 1'-0"	SCALE: 1 1/2" = 1'-0"	SCALE: 3" = 1'-0"
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**NOT FOR CONSTRUCTION**

R:\DRAWINGS\Naperville D203\_02-5102-05\_Naperville Central\3-CD\Design studies\Height restriction study-042009\HeightRestrictionStudy.dwg abradley May 27, 2009 3:09:27 pm  
 Wight & Company 2009 All rights reserved. No part of these documents may be reproduced, stored, or transmitted in any form or by any means, electronic, mechanical, photocopying, recording or otherwise, without the prior written consent of Wight.

**NAPERVILLE ORDINANCE ITEMS - PROPOSED**

TOTAL BUILDING HEIGHT (TOP OF ROOF - TOP OF ROOFTOP EQUIPMENT)	61' (ROUNDED UP FROM 60.68')
SETBACKS:	
FRONT YARD SETBACK LINE:	30.0'
SIDE YARD SETBACK LINE: (15 FEET + 1 FOOT FOR EACH 2 FEET THE BUILDING EXCEEDS 28 FEET) $15 + (33/2) = 31.5$	31.5'
CORNER SIDE YARD SETBACK LINE: (30 FEET + 1 FOOT FOR EACH 2 FEET THE BUILDING EXCEEDS 28 FEET) $30 + (33/2) = 46.5$	46.5'
REAR YARD SETBACK LINE:	30.0'
BUILDING HEIGHT REQUIREMENT:	2 AND 1/2 STORIES, NOT TO EXCEED 35 FEET

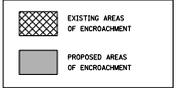
**OTHER VARIANCES NEEDED**

- BUILDING HEIGHT RESTRICTION - BUILDING HEIGHT IS OVER THE 35 FOOT HEIGHT LIMITATION BY 25.68 FEET. A VARIANCE WILL BE REQUIRED FOR ADDITIONS AND EXISTING NONCONFORMING STRUCTURE (SEE MAXIMUM HEIGHT VARIANCE PLAN).
- PARKING LOT PERIMETER LANDSCAPING • MAY NEED A VARIANCE FROM THE ORDINANCE, IF LANDSCAPING AREAS ARE DEEMED A SAFETY CONCERN.
- BUILDING FOUNDATION LANDSCAPING • WE MAY REQUIRE A VARIANCE FROM THE LEVEL OF FOUNDATION LANDSCAPING REQUIRED.

**PARKING STALL COUNT**

	PROPOSED	EXISTING	REQUIRED
SCHOOL PARKING STALLS (STANDARD)	736	685	796
SCHOOL PARKING STALLS (HANDICAP)	14	14	17
TOTAL SCHOOL PARKING STALLS	750	699	813
SCHOOL ADMINISTRATION STALLS (STANDARD)	130	105	92
SCHOOL ADMINISTRATION STALLS (HANDICAP)	4	4	4
TOTAL ADMINISTRATION PARKING STALLS	134	109	96
TOTAL PARKING STALLS (STANDARD)	866	790	888
TOTAL PARKING STALLS (HANDICAP)	18	18	21
TOTAL STALLS	884	808	909

**LEGEND**

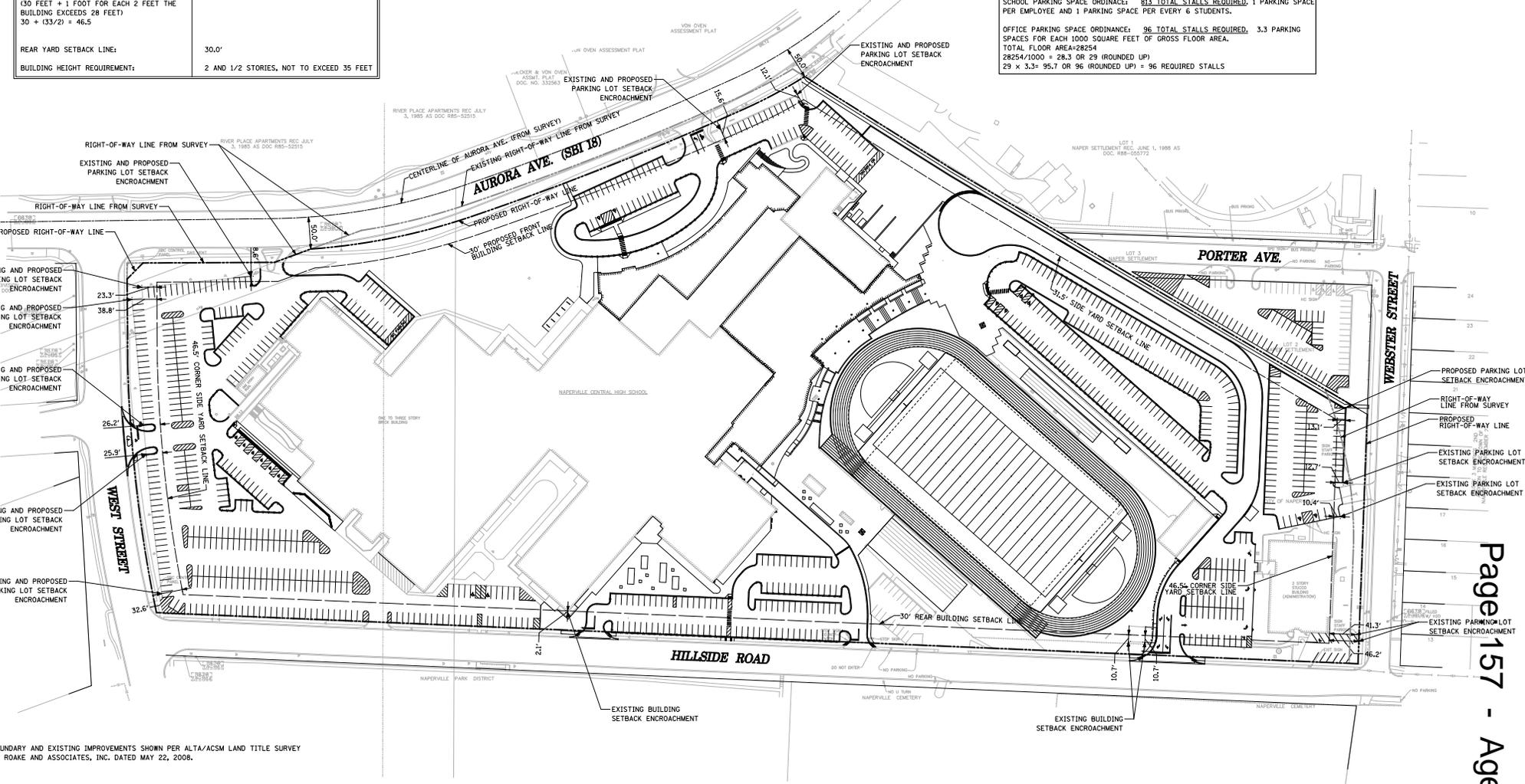


SCHOOL PARKING SPACE ORDINANCE: **813 TOTAL STALLS REQUIRED**, 1 PARKING SPACE PER EMPLOYEE AND 1 PARKING SPACE PER EVERY 6 STUDENTS.

OFFICE PARKING SPACE ORDINANCE: **96 TOTAL STALLS REQUIRED**, 3.3 PARKING SPACES FOR EACH 1000 SQUARE FEET OF GROSS FLOOR AREA.

TOTAL FLOOR AREA=28254  
 $28254/1000 = 28.3$  OR 29 (ROUNDED UP)  
 $29 \times 3.3 = 95.7$  OR 96 (ROUNDED UP) = 96 REQUIRED STALLS

FINAL - City Council Meeting - 6/16/2009 - 157



NOTES:  
 1. BOUNDARY AND EXISTING IMPROVEMENTS SHOWN PER ALTA/ACSM LAND TITLE SURVEY BY ROAKE AND ASSOCIATES, INC. DATED MAY 22, 2008.

Page 157 - Agenda Item: 1.7.



**NAPERVILLE CENTRAL HIGH SCHOOL**  
**ZONING VARIANCE EXHIBIT**  
 APRIL 7, 2009



SCALE: 1" = 60'  
 0 30' 60' 120'



02-5102-05

NAPERVILLE CENTRAL HIGH SCHOOL



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Construction Manager

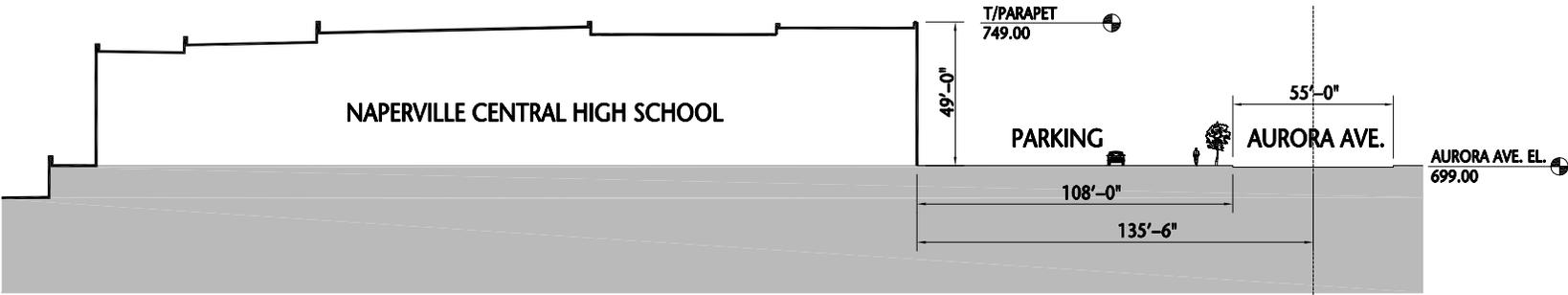
ISSUED FOR 25% CD 05-21-04  
REV DESCRIPTION DATE

Naperville Central High School  
440 Aurora Ave.  
Naperville, IL 60540

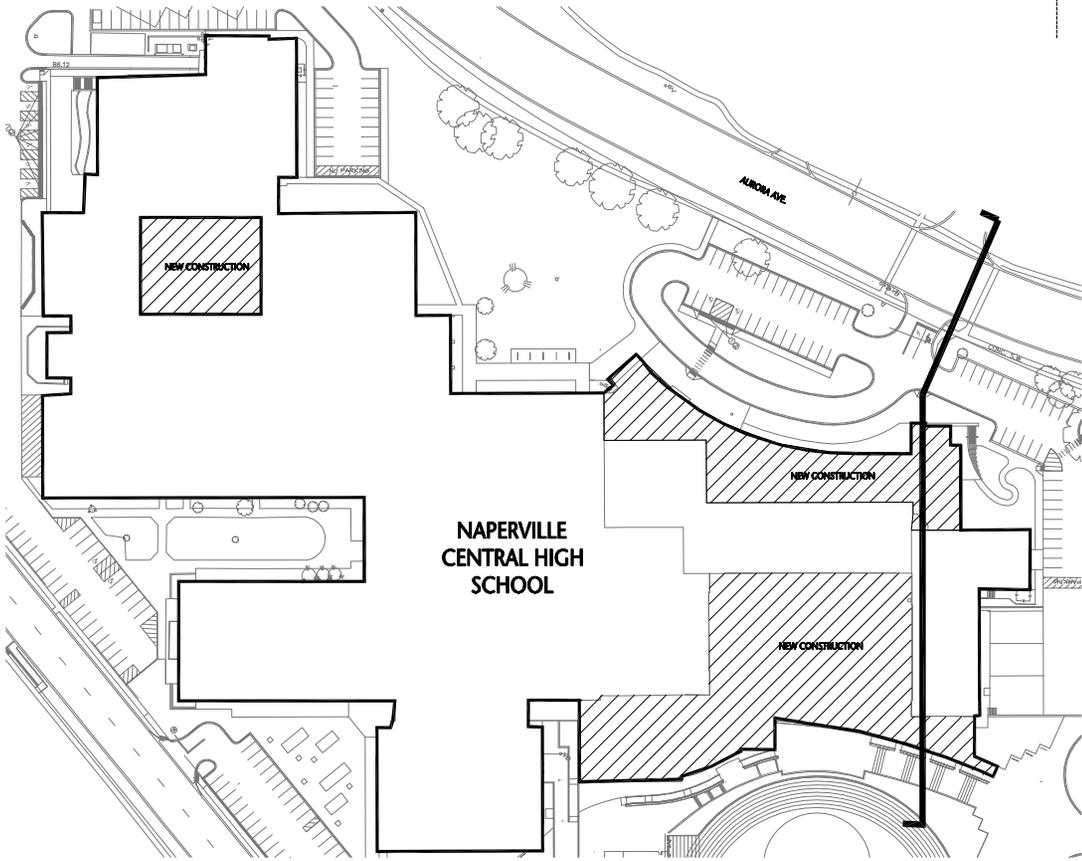
MAXIMUM HEIGHT VARIANCE PLAN

Project Number: 03-502-05  
Drawn By:

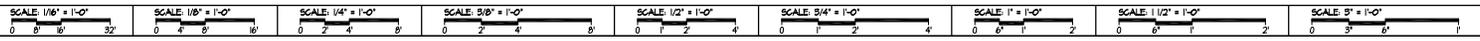
Sheet: A2.04SK



1 BUILDING AND SITE SECTION  
SCALE: 1/8" = 1'-0"



2 KEY PLAN  
SCALE: NTS  
TRUE NORTH  
PLAN NORTH



NOT FOR CONSTRUCTION

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# Naperville

## CITY COUNCIL AGENDA ITEM

**SUBJECT:** ZBA Case #9-1-48 – R&J Construction Supply

**TYPE OF VOTE:** Simple Majority

**ACTION REQUESTED:**  
Pass the ordinance granting variances to reduce the required setback for a parking facility at 1567 Frontenac Road and to reduce the number of required parking stalls for the properties at 1555 and 1567 Frontenac Road, R&J Construction Supply – ZBA #9-1-48.

**BOARD/COMMISSION REVIEW:**  
At their May 12, 2009 meeting, the Zoning Board of Appeals recommended approval (6-0) of the variances. Staff recommends approval of the petitioner’s request.

**COUNCIL ACTION PREVIOUSLY TAKEN:**

Date	Item	No. Action
N/A	N/A	N/A

**DEPARTMENT:** TED Business Group – Planning Services Team

**SUBMITTED BY:** Katie Forystek, Community Planner

**FISCAL IMPACT:**  
N/A

**BACKGROUND:**  
The subject properties are zoned I (Industrial District). Located at 1555 and 1567 Frontenac Road in the Country Lakes Industrial Park, the properties are 1.77 and 4.07 acres in size (combined total of 5.84 acres). Each property is improved with a building and parking lot. All surrounding properties are also zoned I and improved with buildings generally occupied by warehouse/distribution facilities.

The petitioner, R&J Construction Supply proposes improvements to the existing properties to operate R&J Construction Supply. In conjunction with the proposed improvements, the petitioner seeks the following variances from the Naperville Municipal Code:

- A variance from Section 6-9-2 (Off-Street Parking Facilities) to reduce the required setback for a parking facility from 5' to 0' along the north property line of 1567 Frontenac Road.
- A variance from Section 6-9-3 (Schedule of Off-Street Parking Requirements) to allow for a reduction in the number of required parking stalls from 140 to 44.

**DISCUSSION:**

The petitioner proposes to operate a building material supply and tool rental facility, R&J Construction Supply, on the properties at 1555 and 1567 Frontenac Road. Proposed improvements for the properties include detention, a paved outdoor storage area (42,962 sf), perimeter fencing for the outdoor storage area and landscape improvements along Frontenac Road.

*Setback Variance (1567 Frontenac)*

Section 6-9-2 (Off-Street Parking Facilities) of the Municipal Code requires that parking facilities where permitted shall not be located within 5' of any property line. The petitioner proposes to expand the existing parking lot at 1567 Frontenac Road (northern parcel) eastward maintaining the existing 0' parking setback at the northern property line. The expansion will provide a connection between 1567 Frontenac, the proposed storage area and 1555 Frontenac Road. Staff supports the requested setback variance and finds that the reduced setback will not have an appreciable impact on adjoining industrial properties.

*Parking Variance*

In accordance with Section 6-9-3 (Schedule of Off-Street Parking Requirements) of the Municipal Code, R&J Construction Supply is required to provide 140 parking stalls. The parking requirements, current supply and resulting deficit are demonstrated in Attachment 1.

The petitioner contends that the on-site parking supply (44 spaces) will adequately serve the properties and proposed uses. Staff has evaluated data provided by the petitioner, including number of employees and average number of customer walk-ins per day, and finds that the existing parking field sufficiently serves the proposed uses (further analysis provided in Attachment 2).

While staff concurs with the petitioner that the proposed parking field meets the operational needs of R&J Construction Supply, staff is not able to predict that the same parking field will meet the needs of any future occupants or if R&J Commercial were to expand their operation. Staff is supportive of the requested variance noting that the proposed paved outdoor storage area can be converted to parking to accommodate an expanded operation or future users. The petitioner has agreed to the following condition of approval:

In the event that the subject properties are occupied by anyone other than the petitioner, or for any new use, the variance approved shall become null and void, and the new occupant shall be required to provide adequate parking for the new use pursuant to the

standards contained within Section 6-9-3 of the Municipal Code, as amended from time to time, unless otherwise approved by the Naperville City Council.

*Staff Summary*

Staff recommends approval of the proposed variances for R&J Construction Supply. With respect to the parking lot setback, staff finds that extending the existing 0' setback eastward will not be harmful to the adjacent property. Further, the petitioner has demonstrated that due to the nature of business operations, the requested off-street parking variance will result in no negative impacts. In the event of a new occupant or use, a proposed condition of approval will provide an opportunity to convert the proposed storage area into additional parking stalls accommodating a future user(s).

*ZBA Recommendation*

The Zoning Board of Appeals considered this petition at their meeting on May 12, 2009. No members of the public offered testimony during the public hearing. At the conclusion of the public hearing, the ZBA voted to recommend approval of the petitioner's request for variances subject to the conditions outlined above (6-0). Staff concurs.

**RECOMMENDATION:**

Pass the ordinance granting variances to reduce the required setback for a parking facility at 1567 Frontenac Road and to reduce the number of required parking stalls for the properties at 1555 and 1567 Frontenac Road – ZBA #9-1-48.

**ATTACHMENTS:**

1. ZBA #9-1-48 – R&J Construction Supply - Naperville Parking Requirements
2. ZBA #9-1-48 – R&J Construction Supply – Business Operations
3. ZBA #9-1-48 – R&J Construction Supply - Petitioner's Response to the Standards for Granting a Variance
4. ZBA #9-1-48 – R&J Construction Supply - Staff's Response to the Standards for Granting a Variance
5. ZBA #9-1-48 – R&J Construction Supply - Location Map
6. ZBA #9-1-48 – R&J Construction Supply - Minutes
7. ZBA #9-1-48 – R&J Construction Supply – Ordinance
8. ZBA #9-1-48 – R&J Construction Supply - Site Plan\*
9. ZBA #9-1-48 – R&J Construction Supply – Landscape Plan\*

*\*Large Copies are available in the City Council Offices for viewing*

**NAPERVILLE PARKING REQUIREMENTS**

<b>Table 1: Naperville Code Requirements</b>			
1555 Frontenac Road			
Land Use	Sq. Ft.	Demand Ratio	Req. Spaces
Office	1,950	3.3/1,000 sf	6
Repair Shop	13,325	2.5/1,000 sf	33
Fabrication	13,325	2.5/1,000 sf	33
1567 Frontenac Road			
Land Use	Sq. Ft.	Demand Ratio	Req. Spaces
Office	4,212	3.3/1,000 sf	14
Retail	5,000	4.5/1,000 sf	23
Warehouse	30,708	1/1,000 sf	31
<b>Total Spaces Required by Code</b>			<b>140</b>
<b>Total Spaces Provided</b>			<b>44</b>
<b>Deficit</b>			<b>(96)</b>

**R&J CONSTRUCTION SUPPLY BUSINESS OPERATIONS**

R&J Construction Supply currently operates a facility in Warrenville and plans to relocate their business to the subject property. The Naperville location will consolidate operations, as the customer/office space in Warrenville currently operates at a different location than the existing warehouse/fabrication shop (approximately once block apart). The Warrenville customer/office space has a total of 18 dedicated parking stalls to accommodate both customer and employee parking. The warehouse facility does not contain a dedicated parking field. If approved, the Naperville facility will provide 44 marked parking stalls to accommodate both customers and employees, resulting in an increase of 26 parking spaces for the R&J Construction Supply business.

As the petitioner's intent is to relocate the existing business for efficiency purposes only, the operation will remain the same with 27 employees, a warehouse, office space, retail area and a fabrication shop. The business operates during normal business hours on Monday through Friday and on Saturdays mornings. The majority of business is conducted through on-site deliveries using six delivery trucks which will be stored in the seven internal loading docks on-site.

The Warrenville facility receives an average of 26 walk-in customers per day. In 2008, approximately 17% (\$2,862,763) of sales were completed by means of walk-in sales or customer pick-ups. Customer pick-ups and walk-in sales will be primarily completed at 1567 Frontenac Road which provides 28 parking stalls adjacent (north) to the building. Activity at 1555 Frontenac will primarily consist of a repair and fabrication shop with a small office component.

ATTACHMENT 2

**STANDARDS FOR GRANTING A VARIANCE  
PETITIONER'S FINDINGS OF FACT**

***1. Describe how the variance is in harmony with the general purpose and intent of the Zoning Ordinance.***

We believe that this request for a parking variance would be in harmony with the general intent of the zoning ordinance. Under the proposed plan, we would actually have an additional 8 spaces above what is needed. In addition, the expansion of the pavement that will be used for yard storage could easily be used to expand the parking area if needed. This improvement will better allow for the intended use of the properties by R&J Construction Supply.

***2. Describe how the strict enforcement of the Zoning Ordinance would result in practical difficulties and impose exceptional hardships due to special and unusual conditions which are not generally found on other properties in the same zoning district.***

R&J Construction Supply is in the retail business of concrete construction equipment supplies and the rental of light duty construction equipment. The rental of equipment also requires a maintenance repair shop as well as outside space to store equipment. The subject variance, if approved, will give us ample space to store equipment outside. The subject variance, if approved, will give us ample space to store equipment outside. If the required 140 spaces must be installed, the property would have excess unusable spaces. Due to the low number of spaces that are actually needed for customer parking, the property would have too many spaces that would not be utilized.

***3. Describe how the property cannot yield a reasonable return if permitted to be used only under the conditions allowed by the Zoning Ordinance.***

If the code-required parking spaces are installed at both buildings, it would limit storage capabilities that would exist with the potential improvements. The limited yard storage will make the current buildings not usable for R&J Construction Supply's operation. Without decreasing the parking, R&J will find this property not usable and will be forced to look for a more suitable location.

***4. Describe how the variance, if granted, will not alter the essential character of the neighborhood and will not be a substantial detriment to adjacent property.***

If the Board of Appeals recommends a parking variance, the essential character of the property will not be affected. As stated earlier, we will actually be increasing the pavement area which could be used for future parking if needed. Our intended use of the properties differs very little from its current use. Our small retail operation brings minimal customer traffic. The overwhelming majority of products sold are delivered directly to the customer's job. Also, our plan to use the remainder of the outside space as storage will be screened per the city's requirements. We are confident that by maximizing the usage of the property, our operation will be a welcome addition to not only the neighborhood, but the City of Naperville as well.

**STANDARDS FOR GRANTING A VARIANCE  
STAFF'S FINDINGS OF FACT**

***1. Describe how the variance is in harmony with the general purpose and intent of the Zoning Ordinance.***

*Setback Variance*

Staff finds that if the petitioner expands the existing pavement accommodating for the required 5' setback, the resultant landscape area would provide minimal benefit (i.e., screening, beautification) to the subject property or abutting property to the north due to the nature of land uses and the site context. Furthermore, the existing parking lot has maintained a 0' setback without any known negative impacts on the adjacent property.

*Parking Variance*

The parking standards provided in the Zoning Ordinance are intended to ensure adequate parking supply based on the use(s) of a property or building. Staff finds that the uses, including minimal customer pick-ups, will not adversely impact the availability of parking. Furthermore, staff finds that the expanded pavement areas may accommodate parking in the future if a new use is proposed on either property.

***2. Describe how the strict enforcement of the Zoning Ordinance would result in practical difficulties and impose exceptional hardships due to special and unusual conditions which are not generally found on other properties in the same zoning district.***

*Setback Variance*

Upon annexation, several variances were granted for the Country Lakes Industrial Park allowing reduced setbacks to be maintained on improved properties. Staff finds that the petitioner's request to continue the 0' setback along the north property line is reasonable based on prior approvals and the property's existing setback along the north property line.

*Parking Variance*

Staff concurs with the petitioner that strict enforcement of the Zoning Ordinance results in an undue hardship based on the combination of uses and operational needs demonstrated by R&J Construction Supply.

***3. Describe how the property cannot yield a reasonable return if permitted to be used only under the conditions allowed by the Zoning Ordinance.***

*Setback Variance*

The petitioner has proposed several improvements to the property in order to accommodate an outdoor storage area to adequately operate R&J Construction Supply. Staff finds that the requested setback variance will allow the petitioner to extend the existing parking lot while maintaining the existing 0' setback along the north property line.

**STANDARDS FOR GRANTING A VARIANCE  
STAFF'S FINDINGS OF FACT (continued)**

*Parking Variance*

The petitioner wishes to expand pavement areas on both properties to accommodate outdoor storage. The subject properties current do not meet the required parking demand based on the proposed uses, nor will it do so with the improvements. The petitioner's unique circumstances are its combination of uses and low percentage of customer pick-ups on-site. Furthermore, staff finds that the expanded pavement area has the ability to accommodate future parking on-site if the use of the property changes.

- 4. Describe how the variance, if granted, will not alter the essential character of the neighborhood and will not be a substantial detriment to adjacent property.***

*Setback Variance*

The subject properties are located in an industrial park with a variety of uses. Staff finds that the proposed use of the subject properties is appropriate for the zoning district and location.

*Parking Variance*

Staff finds that granting the requested variance will not alter the essential character of the neighborhood nor be harmful to adjacent properties. The proposed uses and parking field meet the intent of the Zoning Ordinance by providing an adequate parking for the proposed operation as demonstrated by the petitioner.

City of Naperville  
**R.J. CONSTRUCTION SUPPLY - ZBA # 09-1-48**



Transportation, Engineering and  
 Development Business Group  
 Questions Contact (630) 420-6694  
 www.naperville.il.us  
 May 2009



This map should be used for reference only.  
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<p><b>Agenda Item :</b>  <b>ZBA Case #9-1-48</b></p> <p>R &amp; J Construction  Supply</p> <p><b>1567 &amp; 1555  Frontenac Rd.</b></p>	<p><u>Request:</u> To reduce the required number of parking stalls under Section 6-9-3 (Schedule of Off-Street Parking Requirements) in the Industrial Zoning District. The petitioner is also proposing to reduce the required interior side yard setback along the north property line of 1567 Frontenac.</p>	
	<p><b>Petitioner Presentation by Mike Saulnier, 30 W. 180 Butterfield Rd.</b></p>	
	<p><b>Public Input:</b> None</p>	
	<p><b>Zoning Board of Appeals Discussion:</b></p> <ul style="list-style-type: none"> <li>• The petitioner described the operations in regards to the variance request.</li> <li>• Pelzer questioned the hours of operation and the employee parking spaces needed to accommodate the company at those times.</li> <li>• Pelzer wanted clarification on the material used on the expanded parking lot space. The petitioner confirmed that all the property between the two buildings would be paved with cement.</li> <li>• Student Tyle wanted staff's analysis on the proposed condition of approval.</li> <li>• Staff concluded with a recommendation to support the variance.</li> </ul>	
<p><b>E. Motion to Approve</b></p>	<p><b>Motion:</b> Recommend to approve ZBA Case 09-1-48 R &amp; J Construction to reduce the required number of parking and to reduce the required interior side yard setback along the north property line with staff's recommended condition outlined in the staff memo of May 12, 2009.</p>	<p>Approved  (6 to 0 )</p>
	<p>Motion by: Koscal  Seconded by: Pelzer</p>	

PIN: 07-08-204-007  
07-08-204-006

**PREPARED BY:**

**CITY OF NAPERVILLE  
LEGAL DEPARTMENT  
630/420-4170**

**RETURN TO:**

**CITY OF NAPERVILLE  
CITY CLERK'S OFFICE  
P.O. BOX 3020  
400 SOUTH EAGLE STREET  
NAPERVILLE, IL 60566-7020**

**ZBA Case #09-1-48**

**ORDINANCE NO. 09 - \_\_\_\_**

**AN ORDINANCE GRANTING VARIANCES FROM  
SECTION 6-9-2 (OFF-STREET PARKING), AND SECTION  
6-9-3 (SCHEDULE OF OFF-STREET PARKING REQUIREMENTS)  
OF TITLE 6 (ZONING) OF THE NAPERVILLE MUNICIPAL CODE  
FOR 1555 AND 1567 FRONTENAC ROAD**

**WHEREAS**, R & J Commercial Properties has petitioned the City of Naperville to grant variances to off-street parking on the properties located at 1555 and 1567 Frontenac Road, legally described in **Exhibit A** and depicted on **Exhibit B** and **Exhibit C**, commonly located south of Diehl Road, on the east side of Frontenac Road ("Subject Properties"); and

**WHEREAS**, the petitioner is requesting a variance from Section 6-9-2 (Off-Street Parking Facilities) to allow for a reduction in the required five (5) foot parking setback along the north property line of 1567 Frontenac Road to allow for a 0 foot setback; and

**WHEREAS**, the petitioner also requesting a variance from Section 6-9-3 (Schedule of Off-Street Parking Requirements) to allow for a reduction in the required 140 parking stalls to allow for 44 parking stalls; and

**WHEREAS**, on May 12, 2009, the Zoning Board of Appeals held a public hearing to consider the petition and has submitted its report to the City Council containing the Board's findings that the proposed variances conform to the standards for variances set forth in Section 6-3-5 of Title 6 and recommending that the variances be granted; and

**WHEREAS**, the City Council of the City of Naperville has determined that the variances should be granted subject to the conditions and restrictions set forth in this Ordinance.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NAPERVILLE, DUPAGE AND WILL COUNTIES, ILLINOIS**, in exercise of its home rule powers, as follows:

**SECTION 1:** The foregoing recitals are incorporated herein as though fully set forth.

**SECTION 2:** A variance from Section 6-9-2 (Off-Street Parking Facilities) to allow for a reduction in the side yard setback from the required 5 feet to 0 feet, on the north property line of 1567 Frontenac Road is hereby granted.

**SECTION 3:** A variance from Section 6-9-3 (Schedule of Off-Street Parking Requirements) to allow for a reduction in the minimum number parking spaces from the required 140 to 44 for both Subject Properties.

**SECTION 4:** The Landscape Development Plan, attached to this Ordinance as **Exhibit D**, is hereby approved.

**SECTION 5:** In the event that the Subject Properties are occupied by anyone other than then the petitioner, or for any new use, the variances approved by this ordinance shall become null and void, and the new occupant shall be required to provide adequate parking for the new use pursuant to the standards contained with Section 6-9-3 of the Municipal Code, as amended from time to time, unless otherwise approved by the Naperville City Council.

**SECTION 6:** The variances granted by this Ordinance shall be subject to all conditions and requirements set forth in Title 6 (Zoning) of the Naperville Municipal Code, as amended, and to all supporting documents and exhibits contained as a part of the record of the public hearing before the Zoning Board of Appeals.

**SECTION 7:** The petitioner has established that the standards set forth in the Zoning Ordinance would involve practical difficulties and impose exceptional hardships unless varied as provided in this Ordinance.

**SECTION 8:** The variances approved by this Ordinance shall expire two years from the effective date of this Ordinance if (a) a building permit has not been obtained and the construction of the improvements as specified in this Ordinance has not been started within that two-year period or (b) the use specified in this Ordinance has not commenced within that two-year period. The variances shall be subject to revocation for the failure to comply with all other applicable conditions set forth in the City's zoning regulations and all other applicable laws and ordinances.

**SECTION 9:** The City Clerk is directed to record this Ordinance with the DuPage County Recorder.

**SECTION 10:** This Ordinance shall be in full force and effect upon its passage and approval.

PASSED this \_\_\_ day of \_\_\_\_\_, 2009.

AYES:

NAYS:

ABSENT:

APPROVED this \_\_\_ day of \_\_\_\_\_, 2009.

---

A. George Pradel  
Mayor

ATTEST:

---

Pam LaFeber  
City Clerk

H:\DATA\LEGAL\ORDINANCES\6-16-09 Meeting\1555&1567FrontenacRd.ParkingVar.doc

**LEGAL DESCRIPTION  
1555 AND 1567 FRONTENAC ROAD**

1555 FRONTENAC ROAD

THE WESTERLY 320 FEET (MEASURED ALONG THE SOUTHERLY LINE THEREOF), EXCEPT THE NORTHERLY 119.52 FEET (MEASURED ALONG THE WESTERLY LINE THEREOF) OF LOT 49 IN COUNTRY LAKES INDUSTRIAL PARK UNIT ONE, A SUBDIVISION IN SECTIONS 4, 5, 8 AND 17, TOWNSHIP 38 NORTH, RANGE 9 EAST OF THE THIRD PRINCIPLE MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED DECEMBER 5, 1973 AS DOCUMENT R73-74119 AND CERTIFICATES OF CORRECTION RECORDED FEBRUARY 25, 1974 AS DOCUMENT R74-8512 AND RECORDED OCTOBER 27, 1986 AS DOCUMENT R86-132883, IN DUPAGE COUNTY, ILLINOIS

PIN #: 07-08-204-007-0000

ADDRESS: 1555 Frontenac Road  
Naperville, IL 60563

1567 FRONTENAC ROAD

THE NORTHERLY 119.52 FEET (MEASURED ALONG THE WESTERLY LINE THEREOF) OF THE WESTERLY 320.00 FEET (MEASURED ALONG THE NORTHERLY LINE THEREOF) OF LOT 49. TOGETHER WITH THE SOUTHERLY 194.48 FEET (MEASURED ALONG THE WESTERLY LINE THEREOF), OF THE WESTERLY 320.00 FEET (MEASURED ALONG THE SOUTHERLY LINE THEREOF) OF LOT 50 IN COUNTRY LAKES INDUSTRIAL PARK UNIT ONE, A SUBIDIVISION IN SECTIONS 4, 5, 8, 9 AND 17, TOWNSHIP 38 NORTH, RANGE 9 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED DECEMBER 5, 1973 AS DOCUMENT R73-74119 AND CERTIFICATES OF CORRECTION RECORDED FEBRAURY 25, 1974 AS DOCUMENT R74-8512 AND RECORDED OCTOBER 27, 1986 AS DOCUMENT R86-132883, IN DUPAGE COUNTY, ILLINOIS.

PIN #: 07-08-204-006-0000

ADDRESS: 1567 Frontenac Road  
Naperville, IL 60563

EXHIBIT A

City of Naperville  
**R.J. CONSTRUCTION SUPPLY - ZBA # 09-1-48**

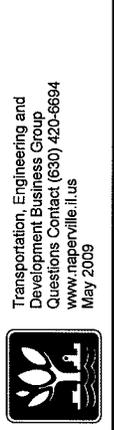


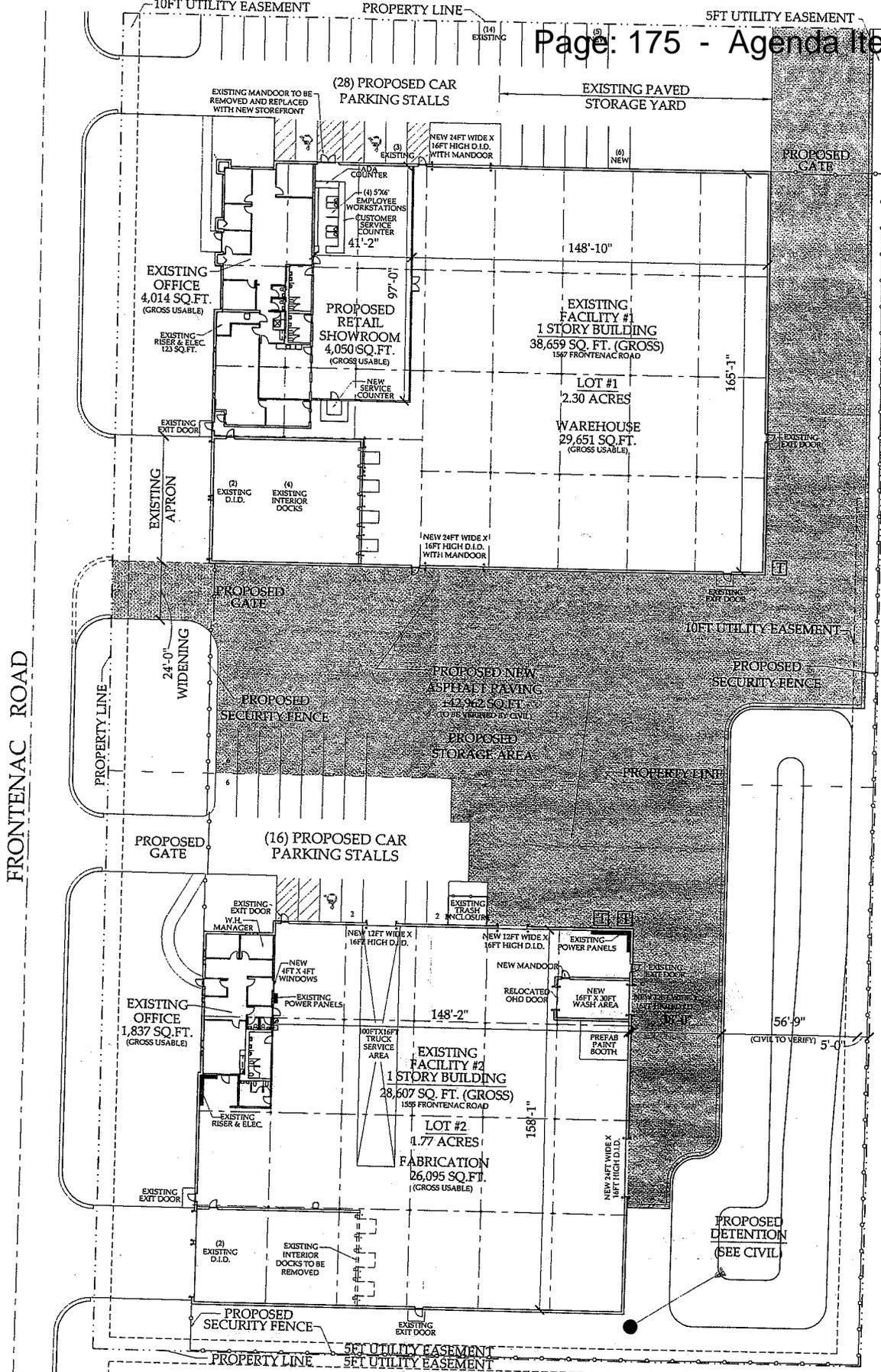
EXHIBIT B

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Transportation, Engineering and  
 Development Business Group  
 Questions Contact: (630) 420-6694  
 www.naperville.il.us  
 May 2009





**DATA:**

COMBINED SITE AREA: 177,433 SQ.FT.  
 4.07 ACRES  
**FACILITY #1**  
 SITE AREA: 100,480 SQ.FT.  
 2.30 ACRES  
 BUILDING AREA (GROSS): 38,659 SQ.FT.  
 INTERIOR DOCKS: 4 DOCKS  
 DRIVE-IN-DOORS: 4 DOORS  
 CAR PARKING: 28 CARS  
 EXISTING CLEAR HEIGHT: 28'

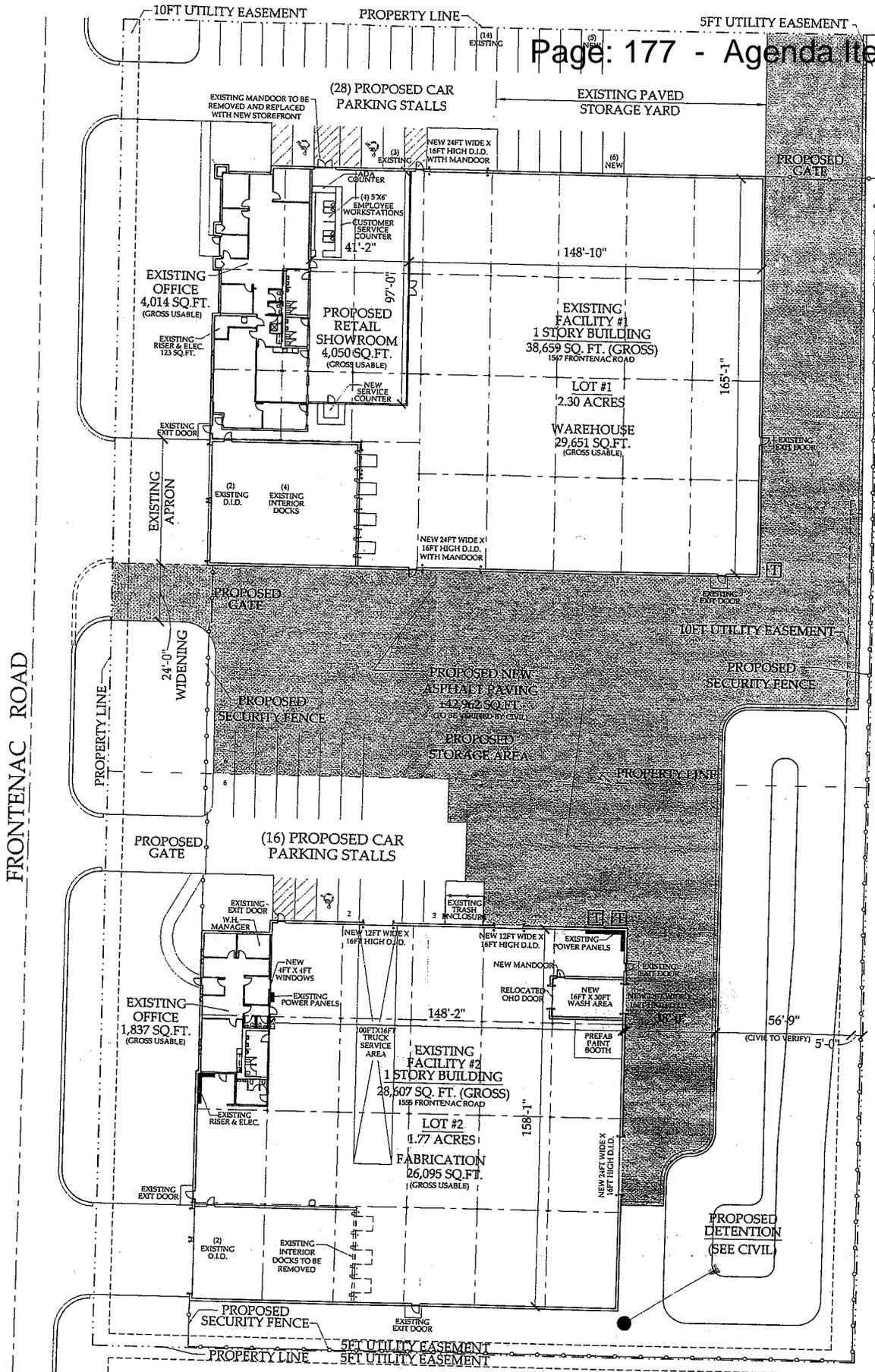
**FACILITY #2**  
 SITE AREA: 76,953 SQ.FT.  
 1.77 ACRES  
 BUILDING AREA (GROSS): 28,607 SQ.FT.  
 DRIVE-IN-DOORS: 6 DOORS  
 CAR PARKING: 16 CARS  
 EXISTING CLEAR HEIGHT: 17'

**CAR PARKING REQUIREMENTS:**

PER SECTION 6-9-3 ZONING ORDINANCE W/ AMENDMENTS					
	USE TYPE	REQUIRED /1,000 SQ.FT.	USE AREA	STALLS REQ'D	STALLS PROVIDED
FACILITY #1	OFFICE	3.3	4,014 SQ.FT.	14	
	RETAIL	4.5	5,070 SQ.FT.	23	
	WAREHOUSE	1	28,633 SQ.FT.	29	28
FACILITY #2	OFFICE	3.3	1,837 SQ.FT.	6	
	FABRICATION	2.5	26,095 SQ.FT.	65	16
<b>TOTAL CAR PARKING PROVIDED</b>					44

NOTE: IT IS ESTIMATED THAT APPROXIMATELY 41 TOTAL





**DATA:**

COMBINED SITE AREA: 177,433 SQ.FT.  
 FACILITY #1 4.07 ACRES  
 SITE AREA: 100,480 SQ.FT.  
 2.30 ACRES  
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 INTERIOR DOCKS: 4 DOCKS  
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 EXISTING CLEAR HEIGHT: 17.5 FT.

**FACILITY #2**  
 SITE AREA: 76,953 SQ.FT.  
 1.77 ACRES  
 BUILDING AREA (GROSS): 28,607 SQ.FT.  
 DRIVE-IN-DOORS: 6 DOORS  
 CAR PARKING: 16 CARS  
 EXISTING CLEAR HEIGHT: 17.5 FT.

**CAR PARKING REQUIREMENTS:**

PER SECTION 6-9-3 ZONING ORDINANCE W/ AMENDMENTS					
	USE TYPE	REQUIRED / 1,000 SQ.FT.	USE AREA	STALLS REQ'D	STALLS PROVIDED
FACILITY #1	OFFICE	3.3	4,014 SQ.FT.	14	
	RETAIL	4.5	5,070 SQ.FT.	23	
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FACILITY #2	OFFICE	3.3	1,837 SQ.FT.	6	
	FABRICATION	2.5	26,095 SQ.FT.	65	16
				<b>CAR PARKING PROVIDED</b>	<b>44</b>

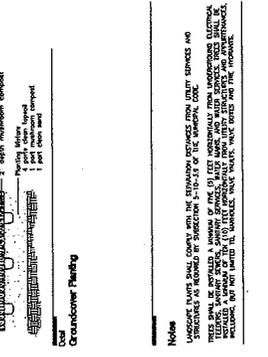
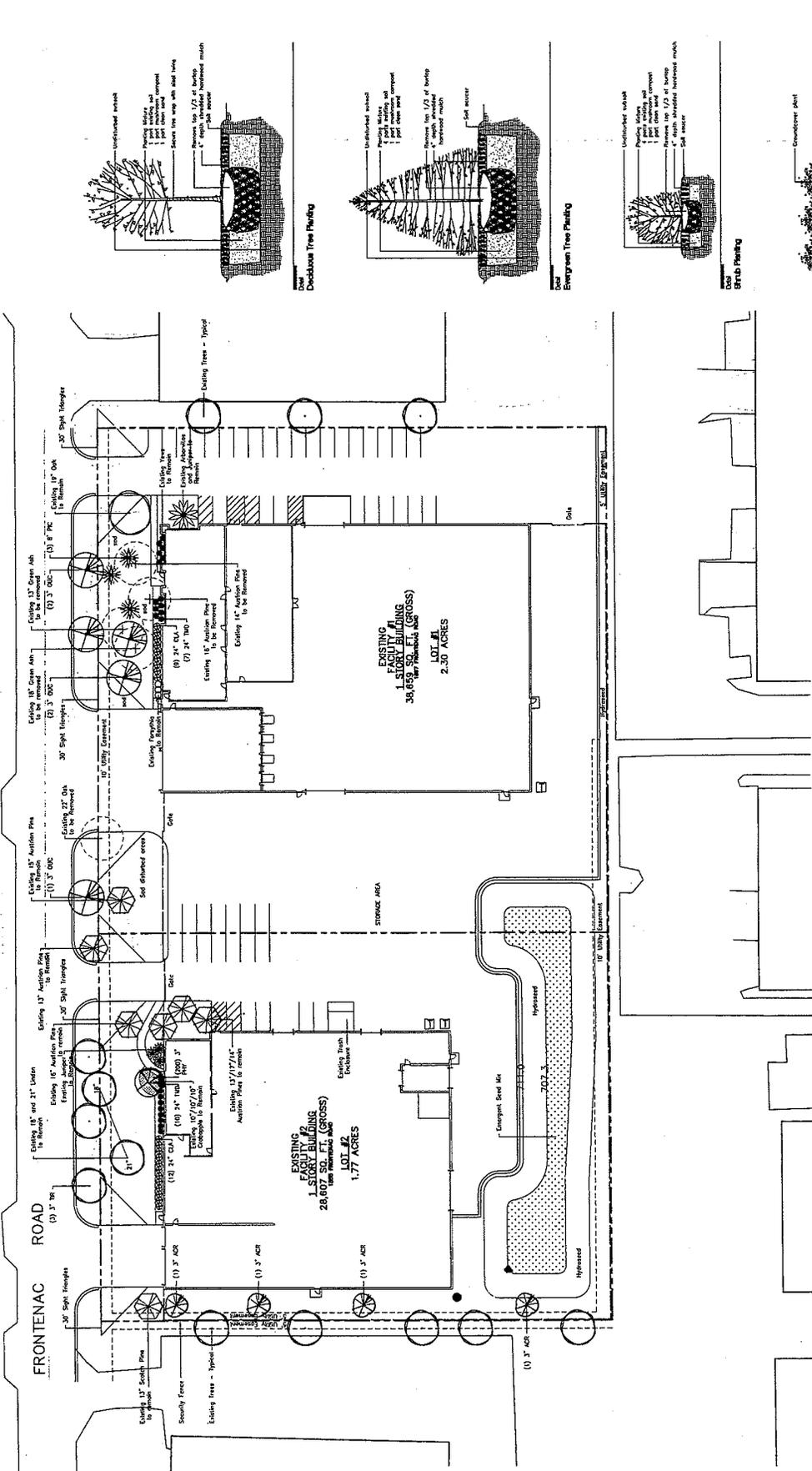
NOTE: IT IS ESTIMATED THAT APPROXIMATELY 41 TOTAL

DAVID H. MCCALLUM ASSOCIATES  
 Landscape Architects  
 3000 N. MacArthur Avenue  
 Suite 100  
 Irving, TX 75039  
 Phone: 972.252.2222  
 Fax: 972.252.2222

Project:  
 R - J Rentals  
 8821 S. 455th Avenue Road  
 Norman, OK 73062

Scale:  
 1" = 30'  
 North Arrow

Sheet:  
 2800100  
 Date:  
 04/20/09  
 Title:  
 2800100



Notes

1. ALL TREES TO BE PLANTED WITH THE FOLLOWING SPECIFICATIONS: (1) 100% GUARANTEED SURVIVAL FOR THE FIRST YEAR; (2) 100% GUARANTEED SURVIVAL FOR THE SECOND YEAR; (3) 100% GUARANTEED SURVIVAL FOR THE THIRD YEAR; (4) 100% GUARANTEED SURVIVAL FOR THE FOURTH YEAR; (5) 100% GUARANTEED SURVIVAL FOR THE FIFTH YEAR; (6) 100% GUARANTEED SURVIVAL FOR THE SIXTH YEAR; (7) 100% GUARANTEED SURVIVAL FOR THE SEVENTH YEAR; (8) 100% GUARANTEED SURVIVAL FOR THE EIGHTH YEAR; (9) 100% GUARANTEED SURVIVAL FOR THE NINTH YEAR; (10) 100% GUARANTEED SURVIVAL FOR THE TENTH YEAR.

Tree/Plant	Quantity	Notes
Deciduous Tree	10	18" Oak
Evergreen Tree	5	6" Spruce
Shrub	20	4" Dogwood
Groundcover	100	White Clover

Plant List

Tree/Plant	Quantity	Notes
Deciduous Tree	10	18" Oak
Evergreen Tree	5	6" Spruce
Shrub	20	4" Dogwood
Groundcover	100	White Clover

Temporary Easement List

Item	Quantity	Notes
Asphalt	1000	1" thick
Concrete	500	4" thick
Gravel	2000	1/2" size
Water	1000	1" diameter
Electric	100	1" diameter

Plant List

Tree/Plant	Quantity	Notes
Deciduous Tree	10	18" Oak
Evergreen Tree	5	6" Spruce
Shrub	20	4" Dogwood
Groundcover	100	White Clover

EXHIBIT 0



# Naperville

## CITY COUNCIL AGENDA ITEM

**SUBJECT:** Addendum Agreement with the Illinois Department of Transportation and Change Order for the Illinois Route 59 Improvements Engineering Study

**TYPE OF VOTE:** Simple Majority

**ACTION REQUESTED:**

- A. Adopt a resolution approving an addendum agreement to the intergovernmental agreement with the Illinois Department of Transportation for the Illinois Route 59 improvements engineering study and authorizing the Mayor to execute the agreement.
- B. Authorize staff to amend the expenditure and revenue budgets associated with the Illinois Route 59 improvements engineering study.

**BOARD/COMMISSION REVIEW:**

N/A

**COUNCIL ACTION PREVIOUSLY TAKEN:**

Date	Item	No. Action
9/17/2002	L31	Adopted Resolution 02-032 approving an intergovernmental agreement with the Illinois Department of Transportation for the Illinois Route 59 improvements engineering study.
7/05/2005	I15	Adopted Resolution 05-041 approving an addendum agreement to the intergovernmental agreement with the Illinois Department of Transportation for the Illinois Route 59 improvements engineering study.

**DEPARTMENT:** TED Business Group

**SUBMITTED BY:** Jennifer Loudon, Project Engineer

**FISCAL IMPACT:**

The city needs to amend the expenditure and revenue budgets to pay \$194,556.77 for the engineering study up front, which will be fully reimbursed by IDOT. Adopting this Resolution is required to obtain the reimbursement.

**BACKGROUND:**

In November 2002, the City of Naperville and the Illinois Department of Transportation (IDOT) entered into an intergovernmental agreement to fund the preliminary engineering study for Illinois Route 59 from Aurora Avenue to Ferry Road. Teng and Associates, Inc. was hired to prepare the study. An addendum agreement was executed by the city and IDOT in September 2005 which allowed for additional payment to Teng and Associates for extra services required during the early public involvement phase of the study. IDOT fully reimbursed the city for these costs, which were \$38,704.00.

**DISCUSSION:**

Design approval of the preliminary engineering study is expected to occur by the end of 2009. To date, Teng and Associates, Inc. have completed the majority of the study. The remaining primary tasks to be completed before design approval can be achieved include holding a public hearing and completing the design report.

Teng and Associates, Inc. indicated that additional engineering services beyond the agreed upon scope of work have been required to reach this point in the study and has requested additional payment for these services. IDOT has concurred with this request and agreed to fully fund the additional cost of \$194,556.77.

The consultant contract for the preliminary engineering study is between the City of Naperville and Teng and Associates, Inc. Therefore, the city will need to pay Teng and Associates, Inc. and then receive reimbursement from IDOT. Staff requests authorization to amend the expenditure and revenue budgets associated with the Illinois Route 59 Improvements preliminary engineering study in order to complete a change order to the consultant contract to allow the city to make the necessary payments. The execution of the second addendum agreement with IDOT is required to obtain the reimbursement.

**Capital Plan**

For the City Council's information, the future of this project depends on securing the full \$123 million necessary for engineering, land acquisition and construction. The full funding amount is currently included in the proposed Capital Plan in Springfield, however the Governor has indicated that he will not sign any bills related to the Capital Plan until the State's operating budget is balanced and approved. The legislative leaders continue to meet this summer to work on a budget compromise that would allow the Governor to approve the Capital Plan.

**RECOMMENDATION:**

- A. Adopt a resolution approving an addendum agreement to the intergovernmental agreement with the Illinois Department of Transportation for the Illinois Route 59 improvements engineering study and authorizing the Mayor to execute the agreement.
- B. Authorize staff to amend the expenditure and revenue budgets associated with the Illinois Route 59 improvements engineering study.

**ATTACHMENTS:**

- 1. Resolution
- 2. Letter from IDOT

**RESOLUTION NO. 09 - \_\_\_\_\_**

**A RESOLUTION APPROVING THE SECOND  
ADDENDUM AGREEMENT TO THE INTERGOVERNMENTAL  
AGREEMENT BETWEEN THE CITY OF NAPERVILLE AND  
THE STATE OF ILLINOIS DEPARTMENT OF TRANSPORTATION  
TO CONDUCT AN ENGINEERING STUDY**

**WHEREAS**, on September 17, 2002, the City Council of the City of Naperville passed Resolution No. 02-032, approving an Intergovernmental Agreement between the City of Naperville and the State of Illinois Department of Transportation (IDOT) in order to conduct an engineering study of Illinois Route 59 improvements. The project is known as CIP-220 Phase I (Project); and

**WHEREAS**, on July 5, 2005, the Naperville City Council passed Resolution No. 05-041, approving an Addendum to the 2002 Agreement, which authorized additional IDOT funding for the Project; and

**WHEREAS**, the City and IDOT wish to amend the 2002 Agreement approved by Resolution No. 02-032 to provide for additional IDOT funding in the amount of \$194,556.77; and

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF NAPERVILLE, DUPAGE AND WILL COUNTIES, ILLINOIS, in exercise of its home rule authority as follows:**

**SECTION 1:** The Second Addendum Agreement , attached to this Resolution as **Exhibit A**, is hereby approved.

**SECTION 2:** The Mayor and City Clerk are hereby authorized to execute the attached Agreement on behalf of the City of Naperville.

**SECTION 3:** This Resolution shall be in full force and effect upon its passage and approval.

ADOPTED this \_\_\_\_\_ day of \_\_\_\_\_, 2009.

AYES:

NAYS:

ABSENT:

APPROVED this \_\_\_\_\_ day of \_\_\_\_\_, 2009.

---

A. George Pradel  
Mayor

ATTEST:

---

Pam LaFeber  
City Clerk

H:\DATA\LEGAL\ORDINANCES\6-16-09 Meeting\IGA-IDOT Rte 59 2ndAddendum.doc



# Illinois Department of Transportation

Division of Highways / Region 1 / District 1  
201 West Center Court / Schaumburg, Illinois / 60196-1096  
Telephone 847/705-4000

May 19, 2009

Mr. Robert Kozurek  
Engineering Manager/Deputy City Engineer  
City of Naperville  
400 South Eagle Street  
Naperville, IL 60566-7020

Dear Mr. Kozurek:

Our Department has completed a review of the scope of work and manhours associated with the additional effort required to complete Phase I engineering for the future improvement of Illinois Route 59 between Ferry Road and Aurora Avenue.

The total cost of \$194,556.77 associated with this work will be funded 100% by our Department. Our funding will be available as part of our Fiscal Year 2010 Program timeframe which begins July 1, 2009. We will prepare the required addendum to the previously executed agreement between the City and the State which will reflect this new level of financial participation and provide it to the City for execution in the near future.

We look forward to the completion of the Phase I engineering studies and receipt of Design Approval for this improvement of Illinois Route 59.

If you have any questions do not hesitate to contact me or Mr. Roger Valente, Area Programmer, at (847) 705-4078.

Very truly yours,

A handwritten signature in black ink, appearing to read "Diane O'Keefe".

Diane M. O'Keefe, P.E.  
Deputy Director of Highways,  
Region One Engineer

cc: Mr. Kenneth F. Macander - Teng & Associates, Inc.





# Naperville

## CITY COUNCIL AGENDA ITEM

**SUBJECT:** Second Amendment to the 2006 Agreement Between the City of Naperville and Naperville Community Television Channel 17 (NCTV17)

**TYPE OF VOTE:** Simple Majority

**ACTION REQUESTED:**  
Adopt the resolution approving the second amendment between the City of Naperville and Naperville Community Television Channel 17 (NCTV17)

**BOARD/COMMISSION REVIEW:**

---

**COUNCIL ACTION PREVIOUSLY TAKEN:**

Date	Item	No. Action

**DEPARTMENT:** Community Relations

**SUBMITTED BY:** Nadja Lalvani, Community Relations Manager

**FISCAL IMPACT:**  
Amount awarded at the March 9, 2009 Budget Workshop: \$138,590

**BACKGROUND:**  
 In 2008, City Council approved an amendment to the 2006 agreement between the City of Naperville and NCTV17. Per the amendment, NCTV17 was to provide recording, broadcasting and troubleshooting services for the city’s government access television station WCNC (Channel 6 – WOW, Channel 10 – Comcast and Channel 99 – AT&T) in consideration of the city providing NCTV17 \$138,590 from the General Fund. This is in addition to the one percent Public, Education and Government (PEG) funds that NCTV17 receives from the city each year.

**DISCUSSION:**

The First Amendment to the 2006 agreement expired on April 30, 2009. Both the city and NCTV17 are satisfied with the terms and execution of the amendment and seek Council approval to renew the amendment with slight modifications. Under the second amendment, NCTV17 will receive \$138,590 from the General Fund in consideration of providing the city with the following services:

1. Produce (by taping and editing) three two-to-five minute video programs annually on topics to be determined by the City Manager or his designee to be rebroadcast on the City's government access cable TV channel WCNC.
2. Broadcast all City Council meetings live and record to DV tape as well as the control room hard drive.
3. Broadcast all other City meetings for purposes of the City channel WCNC, including Plan Commission, Transportation Advisory Board, Park District Board and other meetings as mutually agreed upon and documented in a monthly broadcast schedule located in the WCNC studios and created by Community Relations staff.
4. Assist and provide consultation services regarding maintaining, repairing and troubleshooting the City's audio visual equipment including regularly scheduled maintenance.
5. Assist and provide consultation services regarding audio/visual system upgrade projects.
6. Tape major annual city special events (e.g. the State of the City Address) on an as-needed basis as determined by the City Manager or his designee.
7. Provide training to the City's Community Relations staff in functions and consultation services delineated herein. Specific functions include field camera training, meeting broadcast training and new video technology training.

A final draft of the agreement is attached, and the executed version will be included in the Friday Supplemental packet.

**RECOMMENDATION:**

Adopt the resolution approving the second amendment between the City of Naperville and Naperville Community Television Channel 17 (NCTV17)

**ATTACHMENTS:**

1. Second Amendment to the 2006 Agreement Between the City of Naperville and Naperville Community Television Channel 17 (NCTV17)
2. Resolution Approving the Second Amendment to the 2006 Agreement with NCTV17

RESOLUTION NO. 09 - \_\_\_\_

**A RESOLUTION APPROVING THE SECOND AMENDMENT  
TO THE 2006 AGREEMENT BETWEEN NAPERVILLE  
COMMUNITY TELEVISION AND THE CITY OF NAPERVILLE**

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF NAPERVILLE,  
DUPAGE AND WILL COUNTIES, ILLINOIS, in exercise of its home rule authority as  
follows:**

**SECTION 1:** The Second Amendment to the 2006 Agreement between Naperville  
Community Television and the City of Naperville, attached to this Resolution as **Exhibit A**, is  
hereby approved.

**SECTION 2:** The City Manager and City Clerk are hereby authorized to execute the  
Agreement on behalf of the City.

**SECTION 3:** This Resolution shall be in full force and effect upon its passage and  
approval.

ADOPTED this \_\_\_\_\_ day of \_\_\_\_\_, 2009.

AYES:

NAYS:

ABSENT:

APPROVED this \_\_\_\_\_ day of \_\_\_\_\_, 2009.

ATTEST:

\_\_\_\_\_  
A. George Pradel  
Mayor

\_\_\_\_\_  
Pam LaFeber  
City Clerk

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**SECOND AMENDMENT TO THE 2006 AGREEMENT  
BETWEEN NAPERVILLE COMMUNITY TELEVISION  
AND THE CITY OF NAPERVILLE**

**THIS SECOND AMENDMENT** to the May 16, 2006 Agreement between Naperville Community Television and the City of Naperville is entered into this \_\_\_\_ day of \_\_\_\_\_, 2009, between the City of Naperville, an Illinois municipal corporation, with offices located at 400 South Eagle Street, Naperville, IL 60540 (“City”), and Naperville Community Television, an Illinois not-for-profit corporation, with offices located at 127 Ambassador Drive, Naperville, IL 60540 (“NCTV”).

**WITNESSETH**

**WHEREAS**, the City and NCTV entered into an agreement on May 16, 2006, attached hereto and incorporated herein [hereinafter referred to as the 2006 Agreement]; and

**WHEREAS**, the 2006 Agreement relates to the administration of community access television services by NCTV as further delineated in the City’s cable franchise agreements; and

**WHEREAS**, the 2006 Agreement also provides for the City’s allocation of funds received by the City for Public, Educational and Governmental access channel programming (“PEG”); and

**WHEREAS**, during the budget workshops in spring 2008, the City Council granted the request of NCTV to provide funding in addition to the 1% PEG funding in the amount of \$138,590; and

**WHEREAS**, on November 5, 2008, the Naperville City Council adopted Resolution No. 08-065, authorizing the execution of a First Amendment to the 2006 Agreement between the City and NCTV, which outlined several services NCTV agreed to provide to the City strictly relating to the City’s government access channel WCNC, as well as the City’s funding obligations; and

**WHEREAS**, the First Amendment authorized by Resolution 08-065 expired on April 30, 2009; and

**WHEREAS**, pursuant to Section 13 (Amendments and Modifications) of the 2006 Agreement, both the City and NCTV desire to enter into a Second Amendment to the to the 2006 Agreement, providing for additional funding on a short-term basis to NCTV, and for the provision of additional audio/visual and video production services by NCTV to the City as specifically delineated in this Second Amendment to the 2006 Agreement.

**NOW, THEREFORE, in consideration of the mutual promises contained herein, it is agreed by the parties as follows:**

**Section 1: Recitals**

1.1 The above recitals are substantive and incorporated herein by reference.

**Section 2: Agreement to Remain in Effect**

2.1 The May 16, 2006 Agreement shall remain in full force and effect except as modified by this Second Amendment to the 2006 Agreement.

**Section 3: The City's Obligations**

3.1 Section 4 of the 2006 Agreement is amended by adding a subsection 4.2 as follows:

4.2. In consideration of NCTV's agreement to comply with the obligations set forth in Section 5, and subsection 5.2, below, the City will provide funds in the amount of \$138,590. The provision of these funds shall not be construed in any way as a future obligation on the part of the City to provide this additional funding. This funding obligation is limited to the terms of this Amendment and shall expire on April 30, 2010 as provided in Section 5 of this Amendment.

**Section 4: NCTV's Obligations**

4.1 Section 5 of the 2006 Agreement is amended by adding a subsection 5.2 as follows:

5.2. Pursuant to Section 4.2 above, in consideration of the City's willingness to provide additional funding of \$138,590 by the City as set forth in section 4.2 above, NCTV agrees to provide the City with following additional services:

1. Produce (by taping and editing) three (3) 2-5 minute video programs annually, or a minimum of one (1) per quarter, not to include the Fall Quarter. The topics of the programs will be determined by the City Manager or his designee and shall be rebroadcast on the City's government access cable TV channel (WCNC), as mutually agreed between the NCTV Executive Director and the City Manager or his designee. The three (3) videos, which are comparable to a public service announcement, will be educational in nature and feature City services. The City's Community Relations staff will work collaboratively with NCTV to produce these videos, write scripts, and transcribe interviews. NCTV will provide the technical crew for these videos. The City's Community Relations staff will work with the NCTV technical crew to create the final product.
2. Broadcast all City Council meetings live and record to DVD tape as well as the control room hard drive. The City's Community Relations staff will remain responsible for programming and rebroadcasting of City Council meetings.
3. Broadcast all other City and other local government meetings for purposes of the City channel WCNC, including Plan Commission, Transportation Advisory Board, Park District Board, and other meetings as mutually agreed upon and documented in a monthly broadcast schedule located in the WCNC studios and created by the City's Community Relations staff. The City's Community Relations staff remains responsible for all programming and rebroadcasting of all other City meetings. Nothing contained herein shall be construed as a restriction on the ability of NCTV and the Park District Board to mutually agree on compensation for the broadcast of Park District Board meetings.
4. Assist and provide consultation services regarding maintaining, repairing and troubleshooting the City's audio visual equipment. Also, as mutually agreed between the NCTV Executive Director and the City Manager or his designee, NCTV will provide scheduled maintenance service on the City's audio visual equipment, at no cost to the City. It is understood and agreed that the City may need to hire an Audio Video Engineer expert for certain technical problems such as large system failures.
5. Assist and provide consultation services regarding audio/visual system upgrade projects. It is understood and agreed that the City may need to hire an Audio Video Engineer expert for certain technical problems such as large system failures. It is also understood that NCTV and its designee(s) are not liable or responsible in any way for results of the upgrade.

6. Tape major annual City special events (e.g. the State of the City Address) on an as-needed basis. The special events shall be determined by the City Manager or his designee, and agreed upon by the NCTV Executive Director. Related functions such as the creation of a master DVD of the special event shall be determined before the start of the event. If NCTV is unable to provide services for any reason, NCTV will work with the City to procure alternate taping sources. Alternate taping services shall be paid for the City.

~~6.~~ 7. Train the City's Community Relations staff in functions and consultation services related to NCTV, including field camera operation, meeting broadcast and new video technology and shadowing of NCTV personnel.

**Section 5: Term**

5.1 This Second Amendment to the May 16, 2006 Agreement between Naperville Community Television and the City of Naperville will expire on April 30, 2010, without further notice to either party.

**IN WITNESS THEREOF**, the parties have signed below, effective as of the aforementioned date, by their duly authorized representatives.

**City of Naperville**

**Naperville Community Television**

By: \_\_\_\_\_  
Douglas A. Krieger  
City Manager

By: \_\_\_\_\_  
Patrick McCarthy  
President

ATTEST:

ATTEST:

\_\_\_\_\_  
Pam LaFeber  
City Clerk

\_\_\_\_\_  
Louis Sands  
Secretary

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# Naperville

## CITY COUNCIL AGENDA ITEM

**SUBJECT:** Naperville Development Partnership Agreement Seventh Amendment

**TYPE OF VOTE:** Simple Majority

**ACTION REQUESTED:**

Adopt the Resolution approving the Seventh Amendment to the Agreement between the City of Naperville and the Naperville Development Partnership to provide grant funding.

**BOARD/COMMISSION REVIEW:**

None

**COUNCIL ACTION PREVIOUSLY TAKEN:**

Date	Item	No. Action

**DEPARTMENT:** Finance

**SUBMITTED BY:** Chris Smith, Financial Reporting Team Leader

**FISCAL IMPACT:**

Naperville Development Partnership Grant Funding:  
Economic Development Funding of \$193,836  
Visitor's Bureau Funding of \$467,335

**BACKGROUND:**

On April 20, 1999, the City of Naperville and the Naperville Development Partnership (NDP) entered into an agreement that provides funding grants to the NDP in support of its economic development and visitor's attraction efforts on behalf of the city. Since 1999, the agreement has been amended six times to increase financial support to the NDP. The latest revision approved August 4, 2008 contained two funding components:

- 1) Flat Grant – The flat grant was originally \$95,000.
  - a. FY05 -increased to \$150,000

- b. FY06 -increased to \$180,000
  - c. FY07 -increased to \$185,400
  - d. FY08 -increased to \$190,035
  - e. FY09 –remained at \$190,035
- 2) Percentage of the Hotel/Motel Tax Revenues- The original agreement called for a grant of 30% of the Hotel/Motel Tax revenue. An amendment to the agreement approved on April 18, 2000 raised the percentage of the Hotel/Motel Tax revenue provided to the NDP to 34.5%. In FY06, City Council agreed to provide NDP with a flat amount of \$485,800; however, the language of 34.5% would remain in the agreement for future consideration. In FY 07, City Council approved a flat amount of \$500,374, FY08 the flat amount was increased to \$512,883 and in FY09 the flat amount increased to \$528,270.

**DISCUSSION:**

At the March 9, 2009 FY10 Budget Workshop, the NDP presented its request for FY10 funds. As part of the request, the NDP did ask for a 2% increase in the flat grant of \$193,836. However, NDP's request pertaining to the Hotel/Motel Tax Revenue decreased by \$60,935 or 11.53% to \$467,335. Based upon the direction of the City Council at the March 9, 2009 FY10 Budget Workshop, the Agreement between the City of Naperville and the Naperville Development Partnership has been amended to reflect the new funding levels.

**RECOMMENDATION:**

Adopt the Resolution approving the Seventh Amendment to the Agreement between the City of Naperville and the Naperville Development Partnership to provide grant funding.

**ATTACHMENTS:**

1. Resolution
2. Amended Agreement
3. Original Agreement

RESOLUTION NO. 09 - \_\_\_\_

**A RESOLUTION APPROVING A SEVENTH AMENDMENT TO  
THE AGREEMENT BETWEEN  
THE CITY OF NAPERVILLE AND THE NAPERVILLE  
DEVELOPMENT PARTNERSHIP TO PROVIDE FUNDING GRANTS**

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF NAPERVILLE,  
DUPAGE AND WILL COUNTIES, ILLINOIS, in exercise of its home rule authority as  
follows:**

**SECTION 1:** The Seventh Amendment to the Agreement between the City of Naperville  
and the Naperville Development Partnership to Provide Funding Grants, attached to this  
Resolution as **Exhibit A**, is hereby approved.

**SECTION 2:** The City Manager and City Clerk are directed to execute the agreement on  
behalf of the City.

**SECTION 3:** This Resolution shall be in full force and effect upon its passage and  
approval.

ADOPTED this \_\_\_\_\_ day of \_\_\_\_\_, 2009.

AYES:

NAYS:

ABSENT:

APPROVED this \_\_\_\_\_ day of \_\_\_\_\_, 2009.

ATTEST:

\_\_\_\_\_  
A. George Pradel  
Mayor

\_\_\_\_\_  
Pam LaFeber  
City Clerk

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**SEVENTH AMENDMENT TO THE  
AGREEMENT BETWEEN THE CITY OF NAPERVILLE  
AND THE NAPERVILLE DEVELOPMENT  
PARTNERSHIP TO PROVIDE FUNDING GRANTS**

**THIS AGREEMENT** is entered into this \_\_\_\_ day of \_\_\_\_\_, 2009, by and between the City of Naperville, an Illinois municipal corporation, with offices at 400 South Eagle Street, P.O. Box 3020, Naperville, Illinois 60566-7020 (the “City”) and the Naperville Development Partnership, an Illinois not-for-profit corporation, with offices 212 South Webster Street, Suite 104, Naperville, Illinois 60540 (the “Grantee”).

**RECITALS**

**WHEREAS**, on April 20, 1999, the City and the Grantee entered into an Agreement, attached as **Exhibit A**, and incorporated herein by reference, that provides funding grants to the Grantee for the purpose of providing financial assistance to the Grantee for its economic development efforts on behalf of the City; and

**WHEREAS**, the City and Grantee entered into a First Amendment to the Agreement on April 18, 2000, a Second Amendment to the Agreement on May 4, 2004, a Third Amendment to the Agreement on May 17, 2005, a Fourth Amendment to the Agreement on July 18, 2006, a Fifth Amendment to the Agreement on May 1, 2007, and a Sixth Amendment to the Agreement on August 4, 2008, all of which are incorporated herein by reference; and

**WHEREAS**, the City and the Grantee have determined that it is necessary to adjust the amount of hotel/motel tax revenue the City remits to the Grantee and to adjust the annual cap on the grant; and

**WHEREAS**, the adjustments will help the Grantee with its efforts to promote economic development within the City.

**NOW THEREFORE**, in consideration of the premises and the mutual covenants contained herein, the City and Grantee agree to the following:

**SECTION 1:** Section 4.0 of the grant agreement dated April 20, 1999, as amended by the First Amendment dated April 18, 2000, and the Second Amendment dated May 4, 2004, as amended by the Third Amendment to the Agreement on May 17, 2005, as amended by the Fourth Amendment to the Agreement on July 18, 2006, as amended by the Fifth Amendment to the Agreement on May 1, 2007, as amended by the Sixth Amendment to the Agreement on August 4, 2008, is hereby amended by deleting the stricken language and adding the underlined language as follows:

**4.0 FUNDING GRANTS.**

- 4.1 The City shall provide Grantee an annual funding grant in the amount of ~~One Hundred Ninety Thousand and Thirty Five Dollars (\$190,035.00)~~ One Hundred Ninety-three Thousand and Eight Hundred Thirty-six dollars (\$193,836.00), which amount shall be payable by June 1<sup>st</sup> of each year, subject to funding being provided under Section 4.3.
- 4.2 The City shall further provide Grantee with Funding grants in the amount of a flat rate of ~~Five Hundred Twenty Eight Thousand Two Hundred Seventy Dollars (\$528,270.00)~~ Four Hundred Sixty-seven Thousand Three Hundred Thirty-five Dollars (\$467,335.00) of the City's Hotel/Motel annual tax collections. Payments shall be made in four (4) equal payments in the amount of ~~One Hundred Thirty-Two Thousand Sixty Seven and 50/100 Dollars (\$132,067.50)~~ One Hundred Sixteen Thousand Eight Hundred Thirty-three and 75/100 Dollars (\$116,833.75) on a quarterly basis, on or before thirty (30) days after the fiscal quarters ending July, October, January and April, for the duration of this Agreement. The City and Grantee acknowledge that this amount exceeds the amount that would be generated by 34.5% of Hotel/Motel tax and further acknowledge that the 34.5% of Hotel/Motel tax collections will be the basis for future budget discussions.
- 4.3 (No Change)
- 4.4 (No Change)

4.5 (No Change)

**IN WITNESS WHEREOF** the parties to this Seventh Amendment by their signatures acknowledge they have read and understand this agreement and intend to be bound by its terms as of the date first written above.

**CITY OF NAPERVILLE**

**NAPERVILLE DEVELOPMENT  
PARTNERSHIP**

\_\_\_\_\_  
By: Douglas A. Krieger  
Its: City Manager

\_\_\_\_\_  
By: Christine Jeffries  
Its: President

**ATTEST**

**ATTEST**

\_\_\_\_\_  
By: Pam LaFeber  
Its: City Clerk

\_\_\_\_\_  
By: David Kelsch  
Its: Secretary

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**AGREEMENT BETWEEN THE CITY OF NAPERVILLE  
AND THE NAPERVILLE DEVELOPMENT  
PARTNERSHIP TO PROVIDE FUNDING GRANTS**

THIS AGREEMENT is entered this 20 day of APRIL, 1999, between the City of Naperville, an Illinois municipal corporation, with offices at 400 S. Eagle St , Post Office Box 3020, Naperville, Illinois 60566-7020 (hereinafter referred to as the "City") and the Naperville Development Partnership (hereinafter referred to as "Grantee"), an Illinois not-for-profit corporation with offices at 131 West Jefferson Avenue, Naperville, IL 60540.

**RECITALS**

**WHEREAS**, Section 10 of Article 7 of the 1970 Constitution of the State of Illinois authorizes units of local government to contract and otherwise associate with individuals, associations, and corporations in any manner not prohibited by law or by ordinance, and

**WHEREAS**, units of local government entering into such agreements may use their credit, revenues, and other resources to pay costs and to service debt related to activities which involve a public purpose, and

**WHEREAS**, the City has determined that it is in the public interest to assist Grantee with financing for its Economic Development efforts on behalf of the City

**NOW THEREFORE**, in consideration of the premises and the mutual covenants contained herein, the City and Grantee agree as follows.

**1.0 RECITALS INCORPORATED.**

1.1 The foregoing recitals are incorporated herein as though fully set forth

**2.0 GRANTEE AUTHORITY.**

2.1 Grantee warrants that it is the real party in interest to this Agreement, that it is not acting for or on behalf of an undisclosed party, and that it possesses the legal authority to apply for this grant and to execute this Agreement. Any person binding Grantee shall, when

required, state and/or provide written evidence of the legal authority for his or her agency. If subsequent to the execution of this Agreement, the person signing on the Grantee's behalf is found not to have the appropriate express or implied authority, the would-be-agent shall be primarily liable under this Agreement as principal in breach of this Agreement. Grantee acknowledges that it has read, understood and agreed to all provisions of this Agreement.

**3.0 STATUS OF GRANTEE'S PERSONNEL OR CONTRACTED AGENTS.**

3.1 All technical, clerical, and other personnel necessary for the performance required by this Agreement shall be Grantee's employees, or contracted agents, and shall in all respects be subject to Grantee's rules and regulations governing its employees. Neither Grantee, nor its personnel, nor its contracted agents shall be considered to be agents or employees of the City.

3.2 The City, its officials and employees, when acting pursuant to this Agreement are acting as City officials or employees in their official capacity and not personally or as agents of Grantee or others.

**4.0 FUNDING GRANTS.**

4.1 The City shall, within thirty (30) days after this Agreement's execution, provide Grantee an initial funding grant in the amount of \$95,000.00 (ninety-five thousand dollars).

4.2 The City shall further provide Grantee with funding grants of 30% (thirty percent) of the City's Hotel/Motel annual tax collections, not to exceed \$311,000.00 (three hundred and eleven thousand dollars). Payments shall be made on a quarterly basis, on or before (30) thirty days after the fiscal quarters ending July, October, January, and April, for the duration of this Agreement.

4 3 Payments pursuant to this Agreement are subject to availability of funds, and their appropriation and authorized expenditure pursuant to applicable law. The City's obligations shall cease immediately without penalty or liability for further payment, if, in any fiscal year this Agreement is in effect, the City or any other funding source fails to appropriate, budget or otherwise make available sufficient funds for this grant.

4 4 Payments to Grantee under this Agreement shall be made payable in the name of Grantee and sent to the following person and place, or directly deposited into a financial account maintained by Grantee

Ms. Christine Jeffries, President  
Naperville Development Partnership  
131 W. Jefferson Avenue  
Naperville, IL 60540

Grantee may change the person to whom payments are sent, or the place to which payments are sent, by delivering thirty (30) days prior written notice pursuant to paragraph 21.1 of this Agreement.

4 4 The City's financial obligation under this Agreement shall not exceed the grant amounts set forth in paragraphs 4.1 and 4.2 of this Agreement.

**5.0 GRANTEE'S BUSINESS ORGANIZATION.**

5 1 Prior to this Agreement's execution, Grantee shall be registered to do business in the State of Illinois with the Illinois Secretary of State, and be incorporated as an Illinois not-for-profit corporation. Grantee shall also be registered with the United States Internal Revenue Service and approved to operate as a tax exempt organization pursuant to 26 U.S.C. § 501(c)(6), commonly referred to as "501(c)(6)," as amended.

5.2 Grantee shall hire and maintain a qualified and competent staff to provide all management and administrative services necessary to accomplish Grantee's mission, goals and objectives

5.3 Grantee shall appoint or elect a properly constituted board of directors consistent with Grantee's duly adopted By-Laws.

5.4 Grantee shall operate in accordance with this Agreement, Grantee's Articles of Incorporation and By-Laws, and actions of Grantee's Board of Directors.

5.5 At the City's request, Grantee shall submit such written or verbal reports as reasonably deemed necessary by the City while this Agreement is in effect

**6.0 DURATION OF THIS AGREEMENT.**

6.1 This Agreement shall remain in full force and effect after execution by the parties, as set forth above, for a period of two (2) years and shall automatically renew for successive one (1) year periods unless terminated by one (1) year written notice to the other party

**7.0 ANNUAL BUDGET.**

7.1 Grantee shall, on or before November 15th of each year, submit its annual budget to the City. Grantee's budget shall set forth the objects and purposes for which it seeks grant money from the City. Grantee shall further provide such information as may be necessary in the opinion of the City Manager for inclusion in the City's annual budget report.

**8.0 FINANCIAL RECORDS.**

8.1 At any time during the term of this Agreement, the City shall have the right to examine Grantee's financial records with reasonable notice, and during regular business hours.

8.2 Grantee is accountable for all City disbursed funds under this Grant. Grantee's financial management system shall be structured to provide for accurate, current, and complete disclosure of the expenditure of all funds provided by the City under this Agreement. Grantee shall maintain effective control and accountability over all funds disbursed and equipment, property, or other assets acquired with City funds. Grantee shall keep records sufficient to permit the tracing of funds to a level of expenditure adequate to insure that funds have not been unlawfully spent.

8.3 Grantee shall maintain, for a minimum of five (5) years following the later of the expiration or termination of this agreement, adequate books, records, and supporting documents to verify the amounts, recipients and uses of all disbursements of funds passing in conjunction with this Agreement. All books, records and supporting documents related hereto shall be available for inspection and audit by the City, or any duly authorized representative of the City, and Grantee agrees to cooperate fully to accomplish any such audit. Grantee shall provide full access to all relevant materials and to provide copies of same upon request.

8.4 If any of the services to be performed under this Agreement are subcontracted, Grantee shall include in all subcontracts a provision that the City, or any duly authorized representative of the City, shall have full access to and the right to examine any pertinent books, documents, papers and records of any subcontractor involving transactions related to this Agreement for a period of five (5) years from the later of the expiration or termination of this Agreement.

**9.0 FINANCIAL DISCLOSURES.**

9.1 Grantee shall provide the City with a quarterly financial report within fifteen (15) days after the end of each quarter, which shall include a detailed list of all revenues

received and expenditures incurred by Grantee, as well as Grantee's investment activity, names of financial institutions in which City-provided funds are deposited, and the current balance of those accounts.

9.2 Grantee shall provide the City with an annual report which contains a detailed accounting of Grantee's financial activities.

9.3 Grantee shall conduct an annual audit by an independent audit/accounting firm, which is licensed by the State of Illinois to conduct an audit in accordance with generally accepted auditing standards. Said audit shall include all income received by Grantee, disbursements by Grantee, and all investment transactions for the prior fiscal year. Grant funds shall be included in Grantee's annual audit. A copy of the audit report shall be provided to the City within thirty (30) days of Grantee's receipt of the audit report. An auditor's management comment letter shall be submitted to the City Manager as part of the audit report.

**10.0 PROCUREMENT OF CONSTRUCTION AND PROFESSIONAL SERVICES; ACQUISITION OF EQUIPMENT.**

10.1 Grantee shall procure all construction and professional services, and acquire assets and materials financed in whole or in part with grant funds provided hereunder, through written, contractual agreement(s).

10.2 In the event that Grantee ceases to exist, all such assets, equipment, and materials purchased with City funds shall become City property.

**11.0 UNUSED FUNDS.**

11.1 Any unused funds provided by the City pursuant to this Agreement shall be maintained in a federally insured account.

**12.0 LEGAL COMPLIANCE.**

12.1 In addition to complying with the statutes and regulations specifically referenced in this Agreement, Grantee is responsible for determining the applicability of, and complying with, any other laws, regulations or ordinances

12.2 All applicable federal, state and local laws, rules and regulations applicable to this Agreement shall be deemed to be included in this Agreement as though fully set forth herein. Except where expressly required by applicable laws and regulations, the City shall not be responsible for monitoring Grantee's compliance

12.3 Grantee certifies that it shall comply with all applicable provisions of federal, state and local law in its performance of this Agreement.

**13.0 TERMINATION; SUSPENSION.**

13.1 This Agreement may be terminated by the City in the event of the Grantee's substantial failure to perform in accordance with the terms hereof through no fault of the City. Provided however, the City shall issue a breach of contract notice detailing the breach and providing a sixty (60) day cure period. If after 60 days the breach has not been remedied, the City may terminate this Agreement as provided. Termination may render Grantee ineligible for consideration for future City grants. This Agreement is also subject to termination by either party if either party is restrained by state or federal law or by a court of competent jurisdiction from performing the provisions of this Agreement. Upon such termination, the liabilities of the parties to this Agreement shall cease, but they shall not be relieved of the duty to perform their obligations up to the date of termination. Mailing of such notice, as and when above provided, shall be equivalent to personal notice and shall be deemed to have been given at the time of mailing

13.2 The City's obligations under this Agreement shall cease immediately without penalty of further payment being required if, in any fiscal year, the City or other funding source fails to, budget, appropriate, or otherwise make available sufficient funds for this Agreement. In the event a lack of funding occurs in full or in part, the City shall give Grantee written notice, which shall set forth the effective date of full or partial termination, or if a change in funding is required, setting forth the change in funding and changes in the approved budget.

13.3 If the City terminates this Agreement, Grantee shall not incur any costs or new obligations after the termination effective date. Grantee shall cancel as many current obligations as possible. The City shall allow full credit to Grantee for the City's share of non-canceled obligations, if properly incurred by Grantee prior to termination.

**14.0 INDEMNIFICATION AND INSURANCE.**

14.1 Grantee shall hold harmless and indemnify the City, its elected officials, officers, employees, and agents from any and all claims, suits, actions, costs, and fees, including, but not limited to, attorneys' fees, interest and expenses, growing out of, or connected with the performance of this Agreement, or because of any act or omission, neglect, or misconduct of Grantee, its officers, employees, agents, volunteers, subrecipients, independent contractors, or subcontractors.

14.2 Nothing contained herein shall be construed as prohibiting the City, its elected officials, officers, agents, or its employees, from defending through the selection and use of their own agents, attorneys, and experts, any claims, actions, or suits brought against them. Grantee shall be liable for the costs, fees, and expense incurred in the defense of any such claims, actions, or suits.

14.3 In the event that any demand or claim relating to this Agreement is known to either party, the City and/or Grantee will notify the other party in writing in an expedient manner.

14.4 Grantee shall, at Grantee's expense, secure and maintain in effect throughout the duration of this Agreement, insurance of the following kinds and limits Grantee shall furnish Certificates of Insurance to the City before any City grants are released pursuant to this Agreement All insurance policies shall be written with insurance companies licensed to do business in the State of Illinois, which have a rating of not less than A IX, according to the latest edition of the A M. Best Company. Such policies shall include a provision preventing cancellation of the insurance policy except upon fifteen (15) days' prior written notice to the City Such provision shall also be stated on each Certificate of Insurance as "Should any of the above-described policies be canceled before the expiration date, the issuing company shall mail 15 days' written notice to the certificate holder named to the left." Upon the City's written request, Grantee shall provide copies of any or all policies of insurance to the City

The limits of liability for the insurance required shall provide coverage for not less than the following amounts, or greater where required by law.

**(A) Commercial General Liability:**

- i. Coverage to include Premise/Operations, Products/Completed Operations, Independent Contractors, Broad Form Property Damage, Contractual and Personal Injury
- ii. Limits:
 

General Aggregate	\$ 2,000,000 00
Products/Completed Aggregate	\$ 1,000,000.00
Each Occurrence	\$ 1,000,000.00
Personal Injury	\$ 1,000,000.00
- iii Coverage is to be written on an "occurrence" basis
- iv Products/Completed Operations coverage is to remain in force for a period of two (2) years after the completion of the project.
- v. Cover all claims arising out of Grantee's operations or premises, anyone directly or indirectly employed by Grantee, and Grantee's obligations under indemnification under this Agreement.

- (B) **Workers' Compensation:**
  - i. Shall be in accordance with the provisions of the laws of the State of Illinois, including occupational disease provisions, for all employees at the site of the project, and if case work is sublet, the Consultant shall require each of its Subcontractors similarly to provide Workers' Compensation Insurance. In case employees engaged in hazardous work under this contract at the site of the project are not protected under the Workers' Compensation statute, the Consultant shall provide, and shall cause each of its Subcontractors to provide, adequate and suitable insurance for the protection of employees not otherwise provided.
  
- (C) **Comprehensive Automobile Liability:**
  - i. Coverage to include all Owned, Hired, Non-owned vehicles, and/or trailers and other equipment required to be licensed
  - ii. Limits
    - Combined Single Limit \$ 1,000,000.00
  
- (D) **Umbrella:**
  - i. Limits:
    - Each Occurrence/Aggregate \$ 2,000,000.00
  
- (E) **The City of Naperville shall be named as an additional insured on all insurance policies except Workers' Compensation.**

Grantee understands and agrees that liability, any performance bond or insurance protection required by this Agreement or otherwise provided by Grantee, shall in no way limit the responsibility to indemnify, keep and save harmless, and defend the City as herein provided.

**15.0 COVENANT NOT TO SUE.**

15.1 Grantee forever releases and discharges the CITY, its officials, agents or employees from all claims, demands, damages, actions or causes of action which arise out of the City's performance of this Agreement.

15.2 Grantee covenants not to sue or otherwise bring any action in law or equity against the City, its officials, agents or employees for any claims, loss, damage, expense, debt or liability of any nature whatsoever which Grantee may sustain arising out of the City's performance of this Agreement.

**16.0 DEFAULT AND REMEDIES.**

16.1 Any failure on the part of the City to exercise any right under this Agreement shall not be construed as a waiver of that right.

16.2 In the event that Grantee ceases to exist, all unused funds provided by the City pursuant to this Agreement shall be returned to the City.

**17.0 NON ASSIGNMENT AND SUCCESSORS IN INTEREST.**

17.1 This Agreement shall not be assigned, sublet, or transferred by either party hereto.

17.2 The parties each bind themselves and their successors, and assigns to the other party of this Agreement and to the successors, and assigns of such other party in respect to all covenants of this Agreement.

17.3 Nothing herein shall be construed as creating any personal liability on the part of any officer or agent of the City, nor shall it be construed as giving any right or benefits hereunder to anyone other than the City and Grantee.

**18.0 MODIFICATION AND AMENDMENT.**

18.1 This Agreement may only be amended or modified by a written instrument, signed by the parties hereto, other than modifications required by changes in federal or state law or regulations or required by City ordinance applicable to this Agreement. No amendment or modification of this Agreement shall be valid or enforceable unless in writing and signed by the authorized representatives of the parties.

18.2 This Agreement is subject to such modifications as the City determines may be required by changes in federal, state or local law or regulations. Any such required

modification shall be incorporated into and be part of this Agreement as if fully set forth herein.

The City shall notify Grantee of any change in law or regulation which it has notice.

**19.0 CONFLICT OF INTEREST.**

19.1 Grantee shall establish safeguards to prohibit its officers, directors, agents and employees from using City funds for their own private use

19.2 No City officer or employee may be hired or paid with funds derived directly or indirectly through this Agreement

19.3 The parties acknowledge and agree that City officers and employees are currently serving and will continue to serve as Directors and volunteers of the Naperville Development Partnership.

**20.0 GOVERNING LAW.**

20.1 This Agreement shall be governed and construed by the laws of the State of Illinois both as to interpretation and performance.

**21.0 REQUIRED NOTICES OR REPORTS.**

21.1 Any notices, reports, records or documents required by the terms of this Agreement shall be deemed sufficient if made in writing and sent by first class mail or personal service to

FOR THE CITY

City Manager  
City of Naperville  
400 South Eagle Street  
Post Office Box 3020  
Naperville, Illinois 60566-7020

FOR GRANTEE

President  
Naperville Development Partnership  
131 W. Jefferson Avenue  
Naperville, IL 60540

21.2 Either party may change its address for receiving notices by giving notice thereof in compliance with the terms of Section 21.1.

**22.0 ENTIRE AGREEMENT.**

22.1 This Agreement represents the entire agreement between the parties and supersedes all previous communications or understandings, whether oral or written.

22.2 There are no covenants, promises, agreements, conditions or understandings between the parties, either oral or written, other than those contained in this Agreement.

**23.0 SAVINGS CLAUSE.**

23.1 If any provision of this Agreement, or the application of such provision, shall be rendered or declared invalid by a court of competent jurisdiction, or by reason of its requiring any steps, actions or results, the remaining parts or portions of this Agreement shall remain in full force and effect

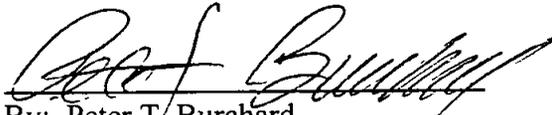
**24.0 CAPTIONS AND PARAGRAPH HEADINGS.**

24.1 Captions and paragraph headings are for convenience only and are not a part of this Agreement and shall not be used in construing it.

# # # #

IN WITNESS WHEREOF the parties to this Agreement by their signatures acknowledge they have read and understand this agreement and intend to be bound by its terms as of the date first written above.

**CITY OF NAPERVILLE**

  
By: Peter T. Burchard  
Its: City Manager

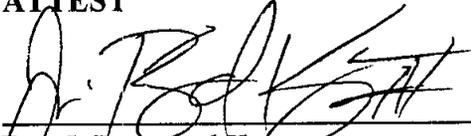
**NAPERVILLE DEVELOPMENT PARTNERSHIP**

  
By: Christine Jeffries  
Its: President

**ATTEST**

  
By: Suzanne L. Gagner  
Its: City Clerk

**ATTEST**

  
By: J. Raymond Kinney  
Its: Secretary

f:\legal\contract\other \grants\ndevpart agr



# Naperville

## CITY COUNCIL AGENDA ITEM

**SUBJECT:** ZBA Case #09-1-43 – Noodles and Company

**TYPE OF VOTE:** Simple Majority

**ACTION REQUESTED:**

Adopt the resolution granting a variance from Section 5-4-9:1.2 (Special Areas of Control, Downtown Central Business District) of the Naperville Municipal Code to increase the permitted area for a projecting sign at Noodles and Company, 207 S. Washington Street – ZBA Case #09-1-43.

**BOARD/COMMISSION REVIEW:**

At their May 12, 2009 meeting, the Zoning Board of Appeals recommended approval of a variance from Section 5-4-9:1.2 (Special Areas of Control, Downtown Central Business District) of the Naperville Municipal Code to allow an increase in the permitted area for a projecting sign from 5 sf to 9.75 sf for Noodles and Company (Approved, 6-0). Staff concurs.

**COUNCIL ACTION PREVIOUSLY TAKEN:**

Date	Item	No. Action
N/A	N/A	N/A

**DEPARTMENT:** TED Business Group – Planning Services Team

**SUBMITTED BY:** Katie Forystek, AICP, Community Planner

**FISCAL IMPACT:**

N/A

**BACKGROUND:**

Located at 207 S. Washington Street in downtown Naperville and zoned B4 (Downtown Core District), the subject property is improved with a multi-story building with Noodles and Company as a first floor tenant. All surrounding properties are also zoned B4 and improved with similar structures and a variety of commercial uses.

The petitioner, Noodles and Company proposes to construct a projecting sign on an existing building occupied by the restaurant Noodles and Company. In order to construct the proposed sign, the petitioner requests approval of a variance from Section 5-4-9:1.2 (Special Areas of Control, Downtown Central Business District) of the Naperville Municipal Code to increase the permitted area for a projecting sign.

**DISCUSSION:**

Section 5-4-9:1.2 (Special Areas of Control, Downtown Central Business District) of the Naperville Municipal Code restricts projecting signs to a maximum size of 5 s.f. The petitioner proposes to construct an externally illuminated projecting sign with a total area of 9.75 sf (4.75 sf increase) on the exterior of the existing building.

The restaurant currently has an existing 13.5 s.f. projecting sign (variance granted in 2001) and wishes to replace it with a similar 9.75 s.f. sign. Although the proposed signage will be smaller than what exists, the petitioner is required to seek a new variance in order to permit any new sign that will exceed the code standards.

The petitioner contends that the existing sign is in need of replacement and that the new smaller sign will impose no negative effects on the surrounding properties or traffic on Washington Street or Jefferson Avenue. Staff concurs with the petitioner and finds that the proposed sign meets the standards for granting a variance (Attachments 1 and 2) and will not negatively affect the surrounding area.

*ZBA Recommendation*

The Zoning Board of Appeals considered this petition at their May 12, 2009 meeting. The ZBA requested clarification on the materials of the proposed sign and the need for a variance. No members of the public offered testimony during the public hearing. At the conclusion of the public hearing, the ZBA voted to recommend approval of the petitioner's request for a variance from Section 5-4-9:1.2 (Special Areas of Control, Downtown Central Business District) of the Naperville Municipal Code to allow an increase in the permitted area for a projecting sign from 5 s.f. to 9.75 s.f. for Noodles and Company located at 207 S. Washington Street. Staff concurs.

*Staff Summary*

Staff finds that that the uncharacteristic amount of traffic present in the location of the subject property warrants the additional sign area requested by the petitioner. Furthermore, the proposed sign will not interfere with either pedestrian or vehicular traffic in downtown Naperville, but will provide better communication and identification for Noodles and Company.

**RECOMMENDATION:**

Adopt the resolution granting a variance from Section 5-4-9:1.2 (Special Areas of Control, Downtown Central Business District) of the Naperville Municipal Code to increase the permitted area for a projecting sign at 207 S. Washington Street – ZBA Case #09-1-43.

**ATTACHMENTS:**

1. ZBA #09-1-43 – Noodles and Company – Petitioner's Findings of Fact
2. ZBA #09-1-43 – Noodles and Company – Staff's Findings of Fact

*ZBA #9-1-43, 207 S. Washington Street*

*June 16, 2009*

*Page 3 of 3*

3. ZBA #09-1-43 – Noodles and Company – Location Map
4. ZBA #09-1-43 – Noodles and Company – Minutes
5. ZBA #09-1-43 – Noodles and Company – Sign Elevations\*
6. ZBA #09-1-43 – Noodles and Company – Photo Survey\*
7. ZBA #09-1-43 – Noodles and Company – Photos of Existing Signage\*
8. ZBA #09-1-43 – Noodles and Company – Resolution

*\*Copies have been provided to the City Council's Offices for viewing*

**STANDARDS FOR GRANTING A VARIANCE  
PETITIONER'S FINDINGS OF FACT**

***1. The plight of the owner is due to unique circumstances and the proposed variance will not merely serve as a convenience to the petitioner, but will alleviate some demonstrable and unusual hardship which will result if the strict letter of the regulations of this Chapter were carried out and which practical difficulty is not generally applicable to other comparable signs or properties.***

While the size of the sign is in question, Noodles and Company prides itself in creating a high-quality image across the country that customers recognize. This recognition not only draws customers to the establishment, but brings customers into the City of Naperville as well.

***2. The alleged hardship has not been created by any person presently having a proprietary interest in the subject sign (or property).***

The request for this sign variation is due to the nature of the existing sign and the need to replace it with a better quality sign.

***3. The proposed variation will not be materially detrimental to the public welfare or injurious to other property or improvements in the neighborhood.***

The concern at this point is that the existing sign is rusting and could be a potential hazard as it deteriorates. The replacement sign would be made of rust-proof aluminum.

***4. The proposed variation will not impair visibility to the adjacent property, increase the danger of traffic problems or endanger the public safety.***

The sign height is 12 feet from grade to the bottom of the sign, well out of the range of visibility, and would not pose a traffic problem.

***5. The proposed variation will not alter the essential character of the neighborhood.***

By replacing a deteriorated sign with an exterior illuminated, aluminum directional sign, we are maintaining the high standard of the retail signage in downtown Naperville.

***6. The proposed variation is in harmony with the spirit and intent of this Chapter.***

The existing sign is rusting in areas. The proposed sign would be fabricated with aluminum faces and returns for extended durability, attractive visibility, and high quality appearance.

ATTACHMENT 1

**STANDARDS FOR GRANTING A VARIANCE  
STAFF'S FINDINGS OF FACT**

***1. The plight of the owner is due to unique circumstances and the proposed variance will not merely serve as a convenience to the petitioner, but will alleviate some demonstrable and unusual hardship which will result if the strict letter of the regulations of this Chapter were carried out and which practical difficulty is not generally applicable to other comparable signs or properties.***

Noodles and Company is located on the southwest corner of Washington Street, a major arterial road and Jefferson Avenue, a collector street. While most streets in downtown are classified as local streets per the City of Naperville Master Thoroughfare Plan (Attachment 1), Noodles and Company is in the vicinity of large volumes of both pedestrian and vehicular traffic. Furthermore, the entrance of the restaurant is somewhat visibly obstructed due to the close proximity of a traffic signal.

Staff finds that the petitioner is the subject of unique circumstances and an increase in the allowable sign area will provide Noodles and Company greater visibility to both motorists and pedestrians traveling in and through downtown Naperville.

***2. The alleged hardship has not been created by any person presently having a proprietary interest in the subject sign (or property).***

Staff finds that the uncharacteristic amount of traffic present in the location of the subject property warrants the additional sign area requested by the petitioner.

***3. The proposed variation will not be materially detrimental to the public welfare or injurious to other property or improvements in the neighborhood.***

The proposed sign has been reduced in size from the existing sign (3.75 sf decrease) and will provide a more aesthetically pleasing sign that is constructed of higher quality rust-proof materials. Staff finds that the proposed sign is an improvement over the existing sign and that it will not negatively affect the character of downtown Naperville.

***4. The proposed variation will not impair visibility to the adjacent property, increase the danger of traffic problems or endanger the public safety.***

The proposed sign will be placed in the same location as the existing projecting sign and will be 3.75 square feet smaller in size. As has been demonstrated since installation of the existing sign in 2001, the proposed corner location of the signage will not cause traffic problems nor impair the visibility of adjacent properties or existing nearby signage.

ATTACHMENT 2

**STANDARDS FOR GRANTING A VARIANCE  
STAFF'S FINDINGS OF FACT (continued)**

***5. The proposed variation will not alter the essential character of the neighborhood.***

Staff finds that the proposed materials and location of the sign are consistent with character of downtown Naperville; therefore, the increased sign area will not alter the essential character of the neighborhood.

***6. The proposed variation is in harmony with the spirit and intent of this Chapter.***

The purpose of the Street Graphics Ordinance is to create the framework for a comprehensive balanced system of signage, to promote communication between people and their environment and to avoid the usual clutter that is potentially harmful to traffic and pedestrian safety, property values, business opportunities, and community appearance. The proposed signage will not interfere with either pedestrian or vehicular traffic in downtown Naperville, but will provide better communication and identification for Noodles and Company.

City of Naperville  
**NOODLES & CO. - ZBA # 09-1-43**

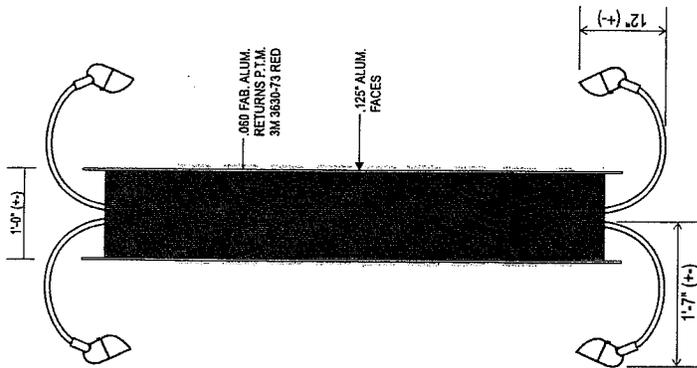
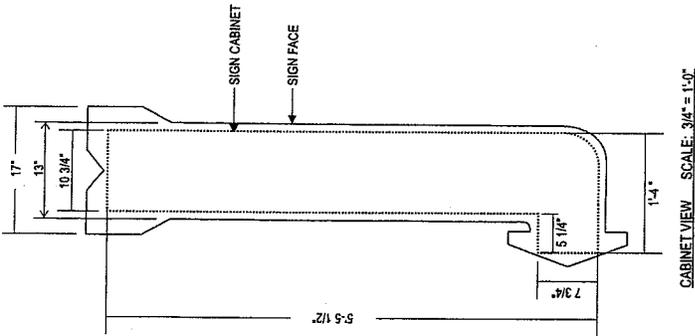
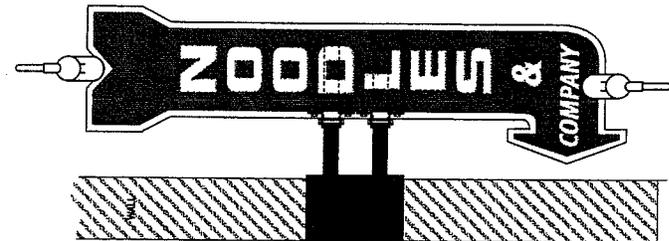
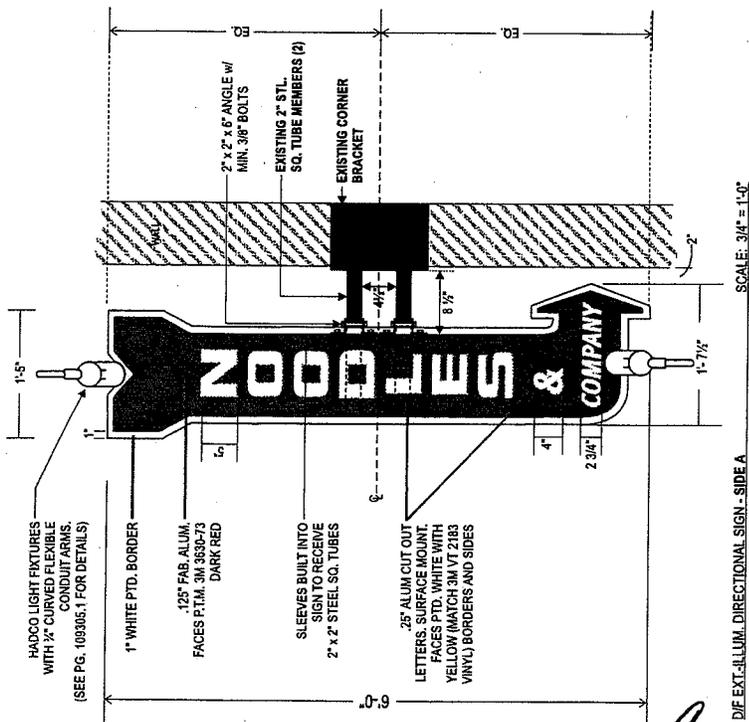


Transportation, Engineering and  
 Development Business Group  
 Questions Contact (630) 420-6694  
 www.naperville.il.us  
 May 2009



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<p><b>Agenda Item :</b>  <b>ZBA Case #9-1-43</b></p> <p><b>Noodles and Company</b></p> <p><b>207 S. Washington</b></p>	<p><u>Request:</u> To construct an externally illuminated projecting sign on an existing building occupied by the restaurant Noodles and Company. The petitioner requests approval of a variance from Section 5-4-9:1.2 (Special Areas of Control, Downtown Central Business District) of Naperville Municipal Code to increase the permitted area for a projecting sign from 5 sf to 9.75 sf.</p>
<p><b>Please note: <u>This case was presented last due to the tardiness of the petitioner</u></b></p>	<p><b>Petitioner Presentation by Larry Spence, Parvin Clauss</b></p>
	<p><b>Public Input:</b> None</p>
	<p><b>Zoning Board of Appeals Discussion:</b></p> <ul style="list-style-type: none"> <li>• Board member Williams questioned why the petitioner needed a variance.</li> <li>• Staff explained that the new sign ordinance requires any sign that had a previous variance be required to seek a new variance with any sign alterations. Staff does support the variance.</li> <li>• Board member Vemuri requested information regarding the type of illumination. The petitioner provided details of the materials proposed.</li> </ul>
	<p><b><u>Motion:</u></b> Recommend to approve ZBA Case 09-1-43 Noodles and Company to allow the placement of an illuminated projecting sign on the corner of the building</p>
	<p>Motion by: Robert Williams                  Seconded by: Bhavani Prasad Vermuri</p>



**SCOPE OF WORK:**

- REMOVE AND DISCARD EXISTING BLADE SIGN. MOUNTING BRACKET TO REMAIN
- MANUFACTURE AND INSTALL ONE (1) DIE EXTERNALLY-ILLUMINATED DIRECTIONAL SIGN
- FAB. ALUM. CONSTRUCTION
- FCO .25" ALUM. COPY
- MOUNT ON CORNER OF BLDG. USING EXISTING BRACKET
- ILLUMINATE USING FOUR (4) BLACK HADCO LIGHT FIXTURES WITH 3/4" CURVED FLEXIBLE CONDUIT ARMS WELDED INTO SIGN CABINET
- SEE PG. 109305.1 FOR LIGHT FIXTURE DETAIL
- SIGN TO BE MOUNTED WITH AT LEAST 8-0" CLEARANCE FROM BOTTOM OF SIGN TO FINISHED FLOOR

SURVEY NOTE:  
 FIELD SURVEY REQ'D PRIOR TO MANUFACTURE TO ENSURE CURVED ARROW SECTION WILL FIT WITH CURRENT OFFSET



Client: **MOODLES & CO.**  
 Address: **207 SOUTH WASHINGTON**  
 Location: **NAPEVILLE, IL 60540**  
 Sales: **GW** Designer: **BH**  
 Date: **10.09.07** P/N: **AT**

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Revision:  
 R01 10/27/07 REVISE TO EXC. ALUM. - WH  
 R02 11/09/07 ADD SIGN - WH  
 R03 11/09/07 REVISE TO EXC. ALUM. - WH  
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Signs will be manufactured with 120 Volts A.C. All primary electrical service to the sign and final wiring shall be done in accordance with the National Electrical Code (NEC) and the local authority having jurisdiction. All work is to be done in accordance with the purchase agreement attached hereto. In case of variance between the specifications of the purchase agreement and this drawing, the drawing shall prevail.

Buyer: \_\_\_\_\_ Date: \_\_\_\_\_  
 Production: \_\_\_\_\_ Date: \_\_\_\_\_  
 Sales: \_\_\_\_\_ Date: \_\_\_\_\_

**109305**

**DIRECTIONAL BLADE SIGN**

REMOVE AND DISCARD  
(SIGN ONLY. MOUNTING BRACKET  
TO REMAIN)

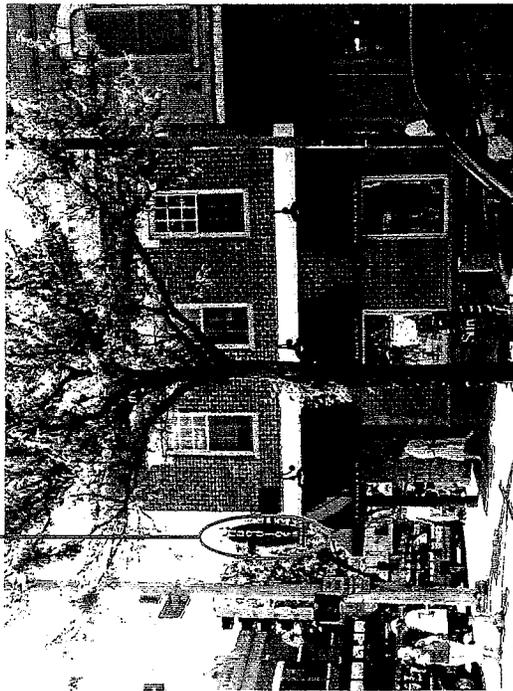


PHOTO SURVEY - EXISTING  
SCALE: 1/8" = 1'-0" (AT SIGN)

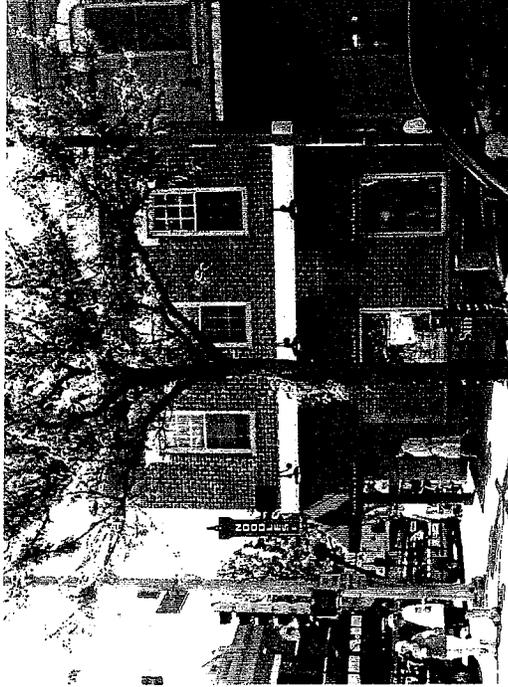


PHOTO SURVEY - PROPOSED  
SCALE: 1/8" = 1'-0" (AT SIGN)

SURVEY NOTE:  
FIELD SURVEY REQ'D PRIOR  
TO MANUFACTURE TO ENSURE  
CURVED ARROW SECTION  
WILL FIT WITH CURRENT OFFSET

PHOTO NOTE:  
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Client: NOODLES & CO.  
Address: 207 SOUTH WASHINGTON  
Location: MAPERVILLE, IL 60640  
Sales: GW Designer: BH  
Date: 10.09.07 PM, AT

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Revision:  
REV 1: 10/27/07 REVISE TO EXT. TUBING - WH  
REV 2: 10/28/07 REVISE TO EXT. TUBING - WH  
REV 3: 10/28/07 REVISE TO EXT. TUBING - WH  
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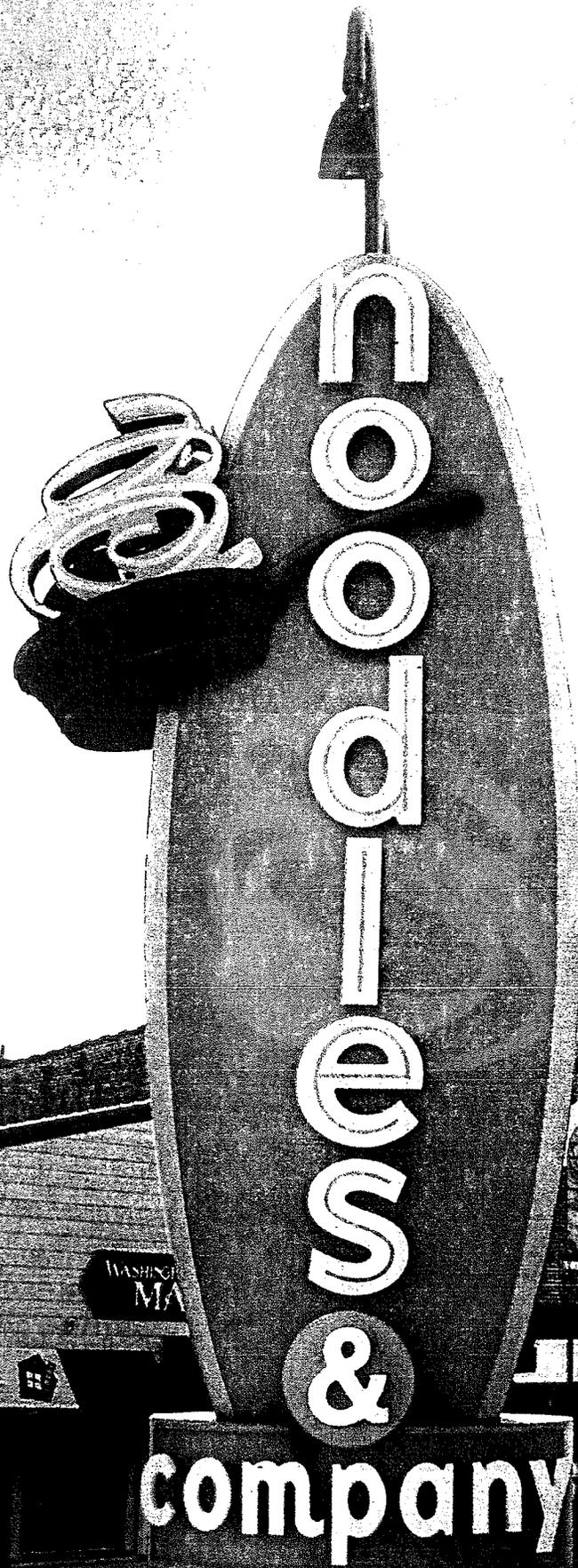
Signs will be manufactured with 120 Volts AC. All Primary electrical service to the sign and final wiring shall be done by a licensed electrician. All work is to be done in accordance with the purchase agreement attached heron. In case of variance between the specifications of the purchase agreement and the drawing, the drawing shall prevail.

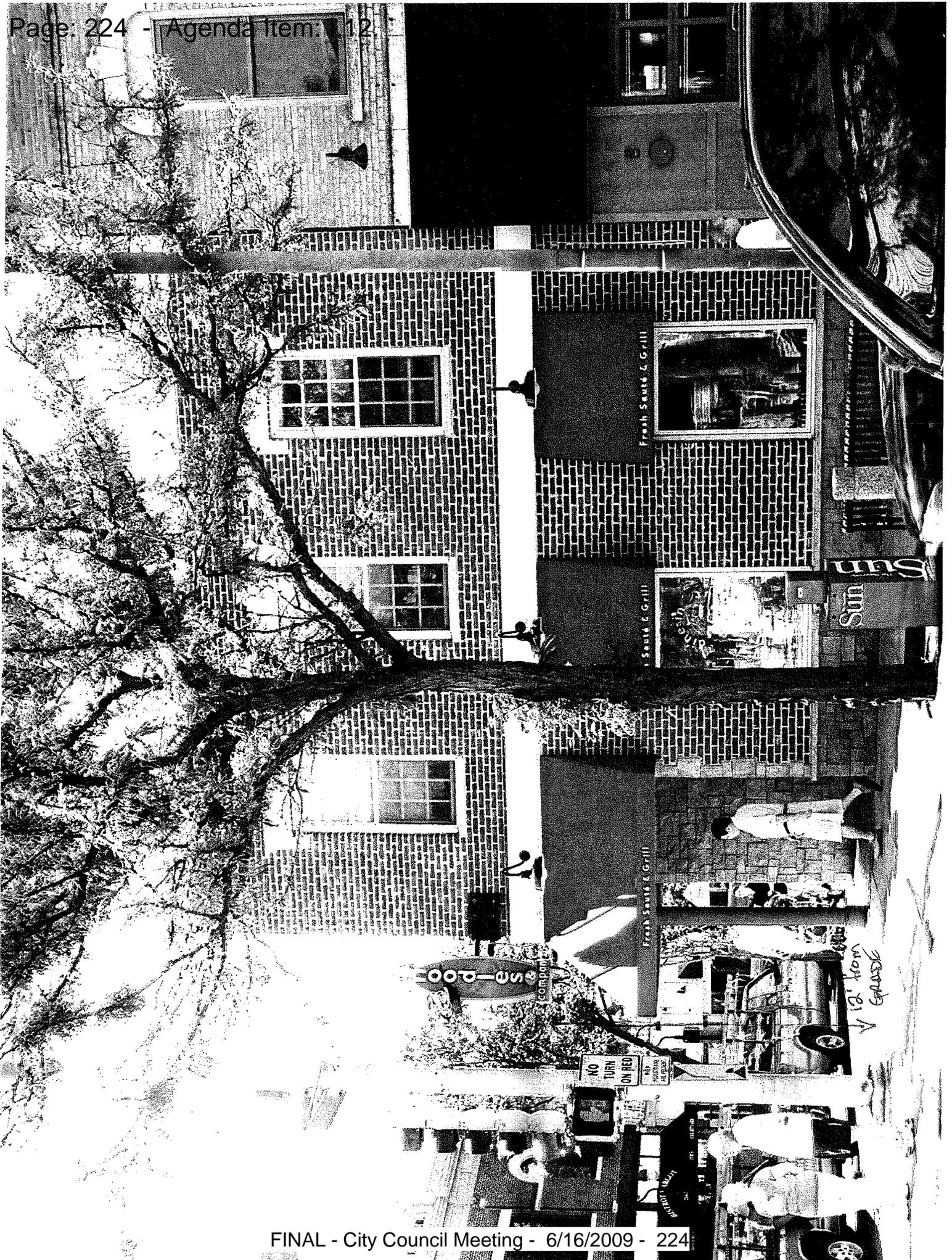
Buyer: \_\_\_\_\_ Date: \_\_\_\_\_  
Sales: \_\_\_\_\_ Date: \_\_\_\_\_  
Production: \_\_\_\_\_ Date: \_\_\_\_\_

1093052

EXHIBIT C  
Para 2 de 7

EXISTING  
SIGN







RESOLUTION NO. 09 - \_\_\_\_\_

**A RESOLUTION AUTHORIZING A VARIANCE TO  
ALLOW A PROJECTING WALL-MOUNTED SIGN FOR  
NOODLES AND COMPANY LOCATED AT 207 S. WASHINGTON STREET**

**WHEREAS**, Noodles and Company is requesting a variance to allow for the replacement of a projecting wall-mounted sign on the corner of the building located at 207 South Washington Street, exceeding the permitted square footage of a projecting wall-mounted sign; and

**WHEREAS**, the building at 204 South Washington Street, which is legally described on **Exhibit A** and depicted on **Exhibit B**, is generally located at the southwest corner of Washington Street and Jefferson Avenue and has been granted a variance to allow for the currently installed 13.5 square foot projecting wall-mounted sign; and

**WHEREAS**, the petitioner is requesting a variance to Section 5-4-9-1:2 (Special Areas of Control; Downtown Central Business District) to allow for a replacement sign of 9.75 square feet, which although smaller than the current signage, still exceeds the 5 square feet allowed by 4.75 square feet; and

**WHEREAS**, on May 12, 2009, the Zoning Board of Appeals held a public hearing on the request and recommended the approval of the variance; and

**WHEREAS**, the City Council has determined that a variance from Section 5-4-9-1:2 (Special Areas of Control; downtown Central Business District) of the Naperville Municipal Code to allow for a 9.75 square foot projecting wall-mounted sign on the corner of the building located at 207 S. Washington Street should be granted.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF NAPERVILLE, DuPAGE and WILL COUNTIES, ILLINOIS**, in exercise of its home rule authority, that:

**SECTION 1:** The foregoing recitals are incorporated herein as though fully set forth.

**SECTION 2:** The variance to allow for a projecting wall-mounted sign on the corner of the building located at 207 S. Washington Street, as depicted on **Exhibit C**, is hereby granted.

**SECTION 3:** This Resolution shall be in full force and effect upon its adoption and approval.

ADOPTED this \_\_\_\_ day of \_\_\_\_\_, 2009.

AYES:

NAYS:

ABSENT:

APPROVED this \_\_\_\_ day of \_\_\_\_\_, 2009.

---

A. George Pradel  
Mayor

ATTEST:

---

Pam LaFeber  
City Clerk

H:\DATA\LEGAL\ORDINANCES\6-16-09 Meeting\Noodles&CoZBA#09-1-43-SignRes.doc

**LEGAL DESCRIPTION**  
**207 S. WASHINGTON STREET**

LOT 15 (EXCEPT THE SOUTH 48 FEET) OF ASSESSOR'S SUBDIVISION OF BLOCK 16 IN THE ORIGINAL TOWN OF NAPERVILLE IN THE SOUTHEAST QUARTER OF SECTION 13, TOWNSHIP 38 NORTH, RANGE 9 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED JUNE 1, 1875 AS DOCUMENT 20095, IN DUPAGE COUNTY, ILLINOIS

PIN #: 07-13-430-020-0000

LOCATION: 207 S. Washington Street, Naperville, IL 60565

EXHIBIT     A

City of Naperville  
**NOODLES & CO. - ZBA # 09-1-43**

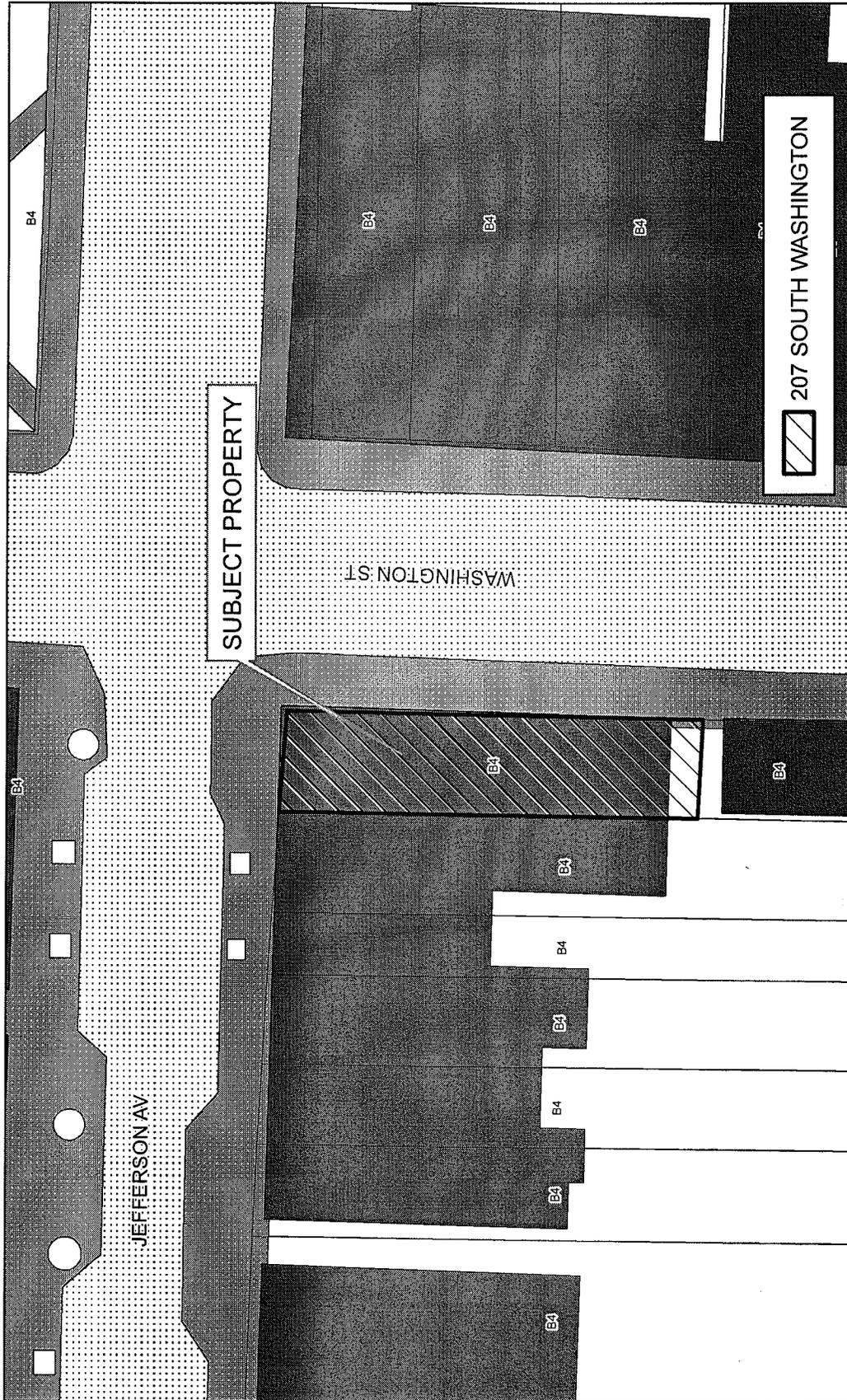
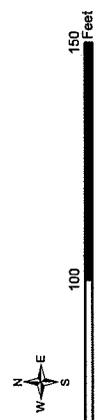


EXHIBIT B

This map should be used for reference only.  
The data is subject to change without notice.  
City of Naperville assumes no liability in the use  
or application of the data. Reproduction or redistribution is  
forbidden without expressed written consent from the City of Naperville.



Transportation, Engineering and  
Development Business Group  
Questions Contact (630) 420-6694  
www.naperville.il.us  
May 2009





1093052

REMOVE AND DISCARD  
(SIGN ONLY, MOUNTING BRACKET  
TO REMAIN)

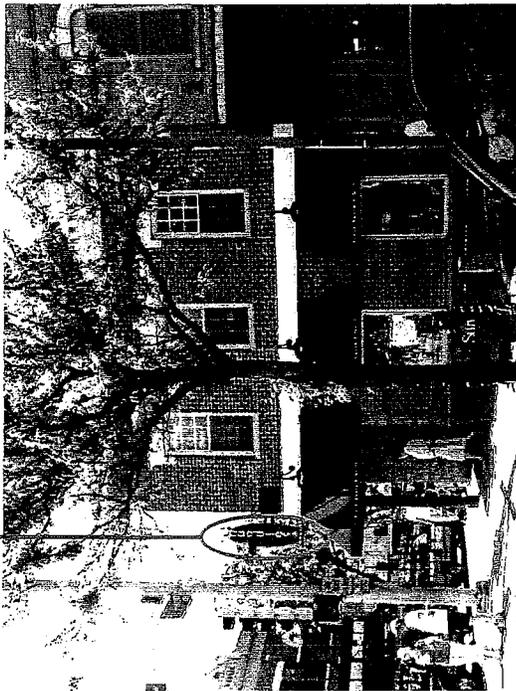


PHOTO SURVEY - EXISTING  
SCALE: 1/8" = 1'-0" (AT SIGN)

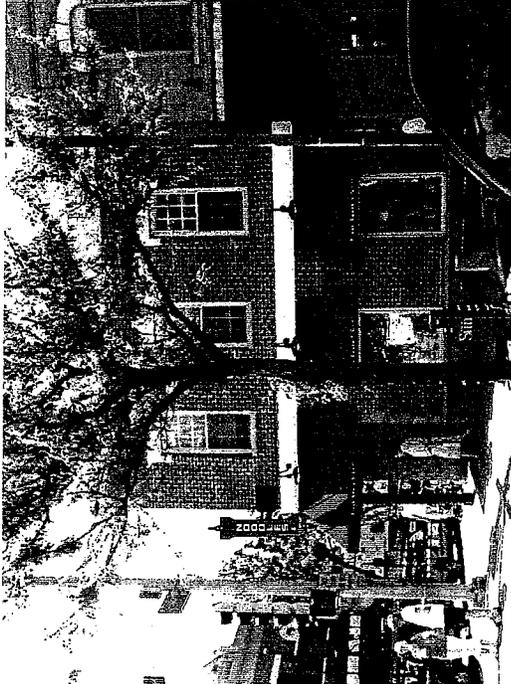


PHOTO SURVEY - PROPOSED  
SCALE: 1/8" = 1'-0" (AT SIGN)

SURVEY NOTE:  
FIELD SURVEY REQ'D PRIOR  
TO MANUFACTURE TO ENSURE  
CURVED ARROW SECTION  
WILL FIT WITH CURRENT OFFSET

PHOTO NOTE:  
The representation of the signage depicted on this page is for illustrative purposes only and may not accurately reflect the actual size, location, specifications, or other attributes of the signage. Walton Signage Corporation shall not be responsible or liable for any discrepancy whatsoever between any aspects of the signage as represented herein and the actual signage itself.

Signs will be manufactured with 120 Watts A.C. All Primary electrical service to the sign and final wiring shall be done in accordance with the purchase agreement attached hereto. In case of variance between the specifications of the purchase agreement and this drawing, the drawing shall prevail.

Revision:  
REV 1.0 07/2007 REVISE TO EXT. IL UTM - WH  
REV 1.0 08/08 ADD LOCATION - WH  
REV 2.0 08/08 ADD LOCATION - WH  
REV 3.0 08/08 ADD LOCATION - WH  
REV 4.0 08/08 ADD LOCATION - WH  
Date: 10/09/07

This is an original drawing created by Walton. It is submitted for your personal use. However, it shall all times remain the property of Walton. It may be used in connection with the project being planned and for the purpose of the project only. No other use is authorized to show these drawings to anyone outside your organization, nor is to be reproduced, used, copied or exhibited in any fashion.

Client: NOODLES & CO.  
Address: 207 SOUTH WASHINGTON  
Location: NAPERVILLE, IL 60540  
Sales: GW Designer: BH  
Date: 10/09/07 PM, AI

WALTON  
SIGNAGE  
207 South Washington  
Naperville, IL 60540  
312.356.8544  
www.waltonsign.com



EXHIBIT C  
Pana 2009





# Naperville

## CITY COUNCIL AGENDA ITEM

**SUBJECT:** Central Park Master Plan

**TYPE OF VOTE:** Simple Majority

**ACTION REQUESTED:**

1. Approve the *Central Park Master Plan*, and
2. Direct staff to work with the Park District to draft a new intergovernmental agreement to delineate the responsibilities of each agency in reference to Central Park, including maintenance, subject to review and approval by the City Council and Naperville Park District Board at a future date.

**BOARD/COMMISSION REVIEW:**

Downtown Advisory Commission (DAC) recommended approval of the improvements provided in the Central Park Master Plan report on February 19, 2009. Staff concurs.

Transportation Advisory Board (TAB) considered the parking and circulation alternatives for the Central Park Master Plan on March 7, 2009 and recommend that the parking and circulation should remain as it currently exists (vote 6-3-2). Staff does not concur, and rather recommends parking and circulation as reflected in the Master Plan.

The Park District Board received the report and provided comments for the Central Park Master Plan on May 14, and May 28, 2009.

**COUNCIL ACTION PREVIOUSLY TAKEN:**

Date of Action	Item No.	Action
3/15/2008	L8	Approved the proposed scope for the Master Plan for Central Park Site Improvements.
4/21/2009	L4	Received the Central Park Master Plan report, provided comment, and directed staff to return to the City Council for final action following the Park Board's review.

**DEPARTMENT:** TED – Planning Services Team

**SUBMITTED BY:** Jason Zawila, AICP, Community Planner

**FISCAL IMPACT:**

Funding for the monument restoration and Central Park permanent seating has been secured for FY 10 and FY 11 in the amount of \$499,999 through grants from the Illinois Department of Commerce and Economic Opportunity and the Special Events and Cultural Advisory (SECA). No additional future improvements recommended by the plan have been budgeted at this time.

---

**BACKGROUND:**

On September 18, 2007, the City Council concurred with a request from the Downtown Plan Implementation Committee (now the Downtown Advisory Commission) to initiate a Master Plan for Central Park. The plan is a joint effort of the City of Naperville and Naperville Park District. An overarching goal of the master plan is to ensure that park improvements are coordinated and that additional opportunities to effectively address the short- and long-term needs of Central Park are evaluated.

The process to develop the Central Park Master Plan was comprehensive and open to the public, and included stakeholder interviews, preference surveys, open houses, and review by DAC and TAB. The DAC served in an ongoing advisory capacity for the Master Plan; Hitchcock Design Group provided consulting services to develop schematic design alternatives and recommend a final plan detailing proposed features, design characteristics and design criteria for the park.

**DISCUSSION:**

*Park District Boards Comments*

City and Park District staff presented the Central Park Master Plan to the Park District Board for consideration at their May 14, 2009 meeting. After discussion, the Park District Board requested that this item be tabled until their May 28, 2009 workshop meeting to allow more time to study the recommendations and provide comment.

At their May 28, 2009 workshop, the Park District Board received the report and provided comments. The Park District Board raised concerns regarding the proposed prioritization of the permanent restroom facilities in the plan, increased maintenance responsibility and costs related to the proposed concert seating, and increased maintenance costs resulting from the proposed park improvements overall. The complete summary of comments issued by the Park District Board at their May 28<sup>th</sup> workshop will be reviewed and approved by the Park District Board at their June 11, 2009 regular meeting. The draft comments, along with staff's responses, are provided to the City Council as Attachment 2 and 3 respectively. The comments listed by the Park District Board are subject to final review and approval by the Naperville Park Board at their June 11, 2009 meeting and are subject to change. Any changes made will be provided to the City Council as supplemental information in their June 12<sup>th</sup> packet.

*Maintenance Agreement*

As with all public improvements, long-term maintenance and replacement costs should be considered as part of the planning and development process. The improvement recommendations for Central Park are very similar to other Riverwalk and Downtown

improvements and the same level of long-term planning for maintenance and replacement should be applied. Following approval of the plan, a thorough review of the life-long maintenance costs should be completed, along with a clear accounting of the expectations and responsibilities of each agency moving forward. As such we request that the City Council direct staff to work with the Park District to draft a new intergovernmental agreement to delineate the responsibilities of each agency in reference to Central Park, including maintenance, subject to review and approval by the City Council and Naperville Park District Board at a future date.

#### *Conclusion*

City and Park District staff concur with the recommendations provided in the master plan, which identifies improvements that will enhance the park while maintaining its existing identity and function. The plan increases open space within Central Park, improves pedestrian access to the park, and enhances internal circulation. Parking is arranged more efficiently and vehicular circulation is simplified. The Community Concert Center seating and support facilities are enhanced, yet flexibility is preserved within the park to accommodate a variety of programmed uses. Materials, furnishings and signage are designed to create an environment that is consistent with the history of Central Park and the Naperville community image. Although the Master Plan proposes to maintain primary park uses in the general location where they currently exist, the end result is a better Central Park that is much more efficient, accommodating, and attractive.

#### **RECOMMENDATION:**

1. Approve the *Central Park Master Plan*, and
2. Direct staff to work with the Park District to draft a new intergovernmental agreement to delineate the responsibilities of each agency in reference to Central Park, including maintenance, subject to review and approval by the City Council and Naperville Park District Board at a future date.

#### **ATTACHMENTS:**

1. Central Park Master Plan.pdf
2. Park District Board Comments (Draft).doc
3. Staff's Responses to the Park District Board Comments.doc



# Central Park Master Plan



Prepared by Hitchcock Design Group

June, 2009

## Acknowledgements

### **Naperville City Council**

Mayor A. George Pradel  
James E. Boyajian  
Judy Broadhead  
Robert W. Fieseler  
Richard R. Furstenau  
Paul Hinterlong  
Douglas Krause  
Kenn Miller  
Grant E. Wehrli

### **Naperville Park District Board**

Suzanne Hart, President  
Marie Todd, Vice President  
Gerry Heide  
Ron Ory  
Mike Reilly  
Andrew Schaffner  
Kristen Young

### **Downtown Advisory Commission**

Steven Rubin, Chairman  
James E. Boyajian  
Richard Furstenau  
Bob Marshall  
Doug Krieger  
Katie Wood  
Christine Jeffries  
Richard Hitchcock  
Mary Ellen Barry  
Steve Grosskopf  
Mary Ann Junkroski  
Dwight Yackley

### **City of Naperville Staff**

Suzanne Thorsen, AICP, Planning Operations Manager  
Amy Emery, AICP, Community Planner  
Katie Forystek, AICP, Community Planner  
Jason Zawila, AICP, Community Planner

### **Naperville Park District Staff**

Ray McGury, Executive Director  
Eric Shutes, Director of Planning  
Mary Gardocki, Planner

## Contents

1	Introduction
3	Background Information
7	Existing Conditions Analysis
15	Master Plan
21	Implementation Strategy
25	Appendix A: Central Park Preference Survey
31	Appendix B: Alternative Concepts

# Introduction

Central Park has a long, rich history as an important public open space in the City of Naperville. The land was originally dedicated as a “public square” in 1875 and for many years it was the main public gathering space in the community. However, with the establishment of the Naperville Riverwalk in 1981, and as a result of recent downtown development patterns, Central Park is arguably no longer the “central” gathering space in town. Central Park does remain an important downtown open space and cultural asset that should be respected and improved.

In recent years, various stakeholders have voiced their concerns regarding a number of issues and potential improvements related to Central Park, which prompted the City of Naperville and Naperville Park District to initiate the development of a comprehensive Master Plan to guide future improvements.

The approved Central Park Master Plan will guide the short- and long-term improvements to the park.



Community Concert Center



Central Open Space and Gazebo



Children's Playground



Veteran's Valor Sculpture

## Project Goals

Determine improvement recommendations appropriate to Central Park that will add value to the property as an important community asset.

Establish design recommendations that will improve the image and identity of Central Park to better represent the history and character of the community.

Identify implementation priorities to ensure that short-term and long-term improvements are coordinated, ultimately creating a coherent Central Park design.



# Background Information

## History

The land that is currently Central Park was originally the site of the DuPage County Courthouse until the county seat was moved to Wheaton in the 1860's. Central Park was deeded as a "public park" in 1875 and functioned as the community's main public gathering space for many years. Improvements including sidewalks, ornamental lamp posts, a drinking fountain and flower beds were added over time along with the addition of monuments honoring Naperville's history.

Central Park has long been used as a community performance space. The first bandstand was built in Central Park for the 100th anniversary of Washington's inaugural (1889) and was removed around 1922. A wooden platform was constructed for the Municipal Band in the 1930's and remained until the Koerner concrete bandshell was constructed in 1966. The current Community Concert Center was constructed in 2003 to replace the failing Koerner bandshell.

In the mid-1950's as the automobile became the dominant form of transportation, people began to use Court Place and Central Park Road for informal parking. In the mid-1970's, the City Council approved additional parking around Central Park effectively reducing the amount of greenspace from 3.8 acres to 2.1 acres.

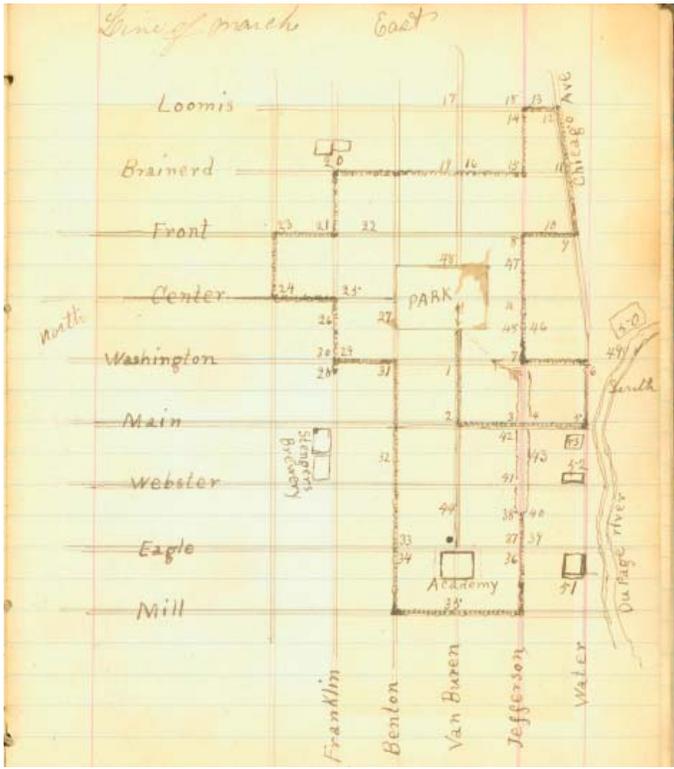
In 1976 Central Park was thoroughly remodeled to honor the nation's bicentennial celebration. The improvements made were state of the art for the time and consisted of curvilinear walkways, rolling topography and abundant landscaping. Over the past 30+ years some of these improvements have stood the test of time while others have grown tired and are in need of improvement.

Since the time of the major bicentennial remodeling in 1976, various improvements have occurred within Central Park, such as the addition of the Central Park Gazebo (constructed by the Kiwanis Club in 1991) and reconstruction of the Van Buren Street pedestrian access (2004). Various stakeholders continue to suggest a number of other potential improvements (e.g. seating, signage, etc.) which prompted the City of Naperville and Naperville Park District to conduct the Central Park Improvement Initiative in 2005.

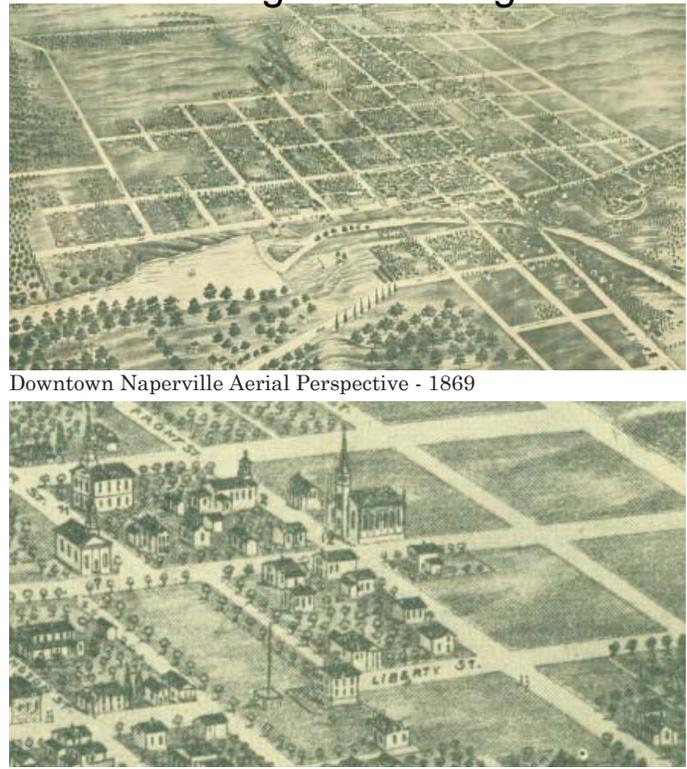
## 2005 Central Park Improvements Initiative

Prompted by a series of concerns raised by Central Park stakeholders, the City of Naperville held a workshop to discuss possible improvements to the park in 2005. The City Council then directed city staff to work with the Park District and the various stakeholders to clearly identify desired improvements to Central Park. City staff determined a number of recommendations based on information gathered through public meetings, an online survey, and individual discussions with stakeholders. The 2005 improvements initiative resulted in the following recommendations (*and actions*):

- No changes to parking recommended based on the cost/benefit analysis
- Add countdown timers at Van Buren and Washington – (*completed 2006*)
- Improve ADA access of walkways – (*completed 2007*)
- Update playground – (*completed 2007*)
- Add restrooms – (*portable restrooms added 2008*)
- Clean and preserve the Soldiers and Sailors Monument – (*SECA funding obtained; anticipate restoration spring 2009*)
- Concert Center Seating improvements – (*DCEO funding received; implementation pending completion of master plan recommendations*)



1869 Parade Route showing Central Park as an important Open Space



Downtown Naperville Aerial Perspective - 1869

Enlargement showing Central Park - 1869

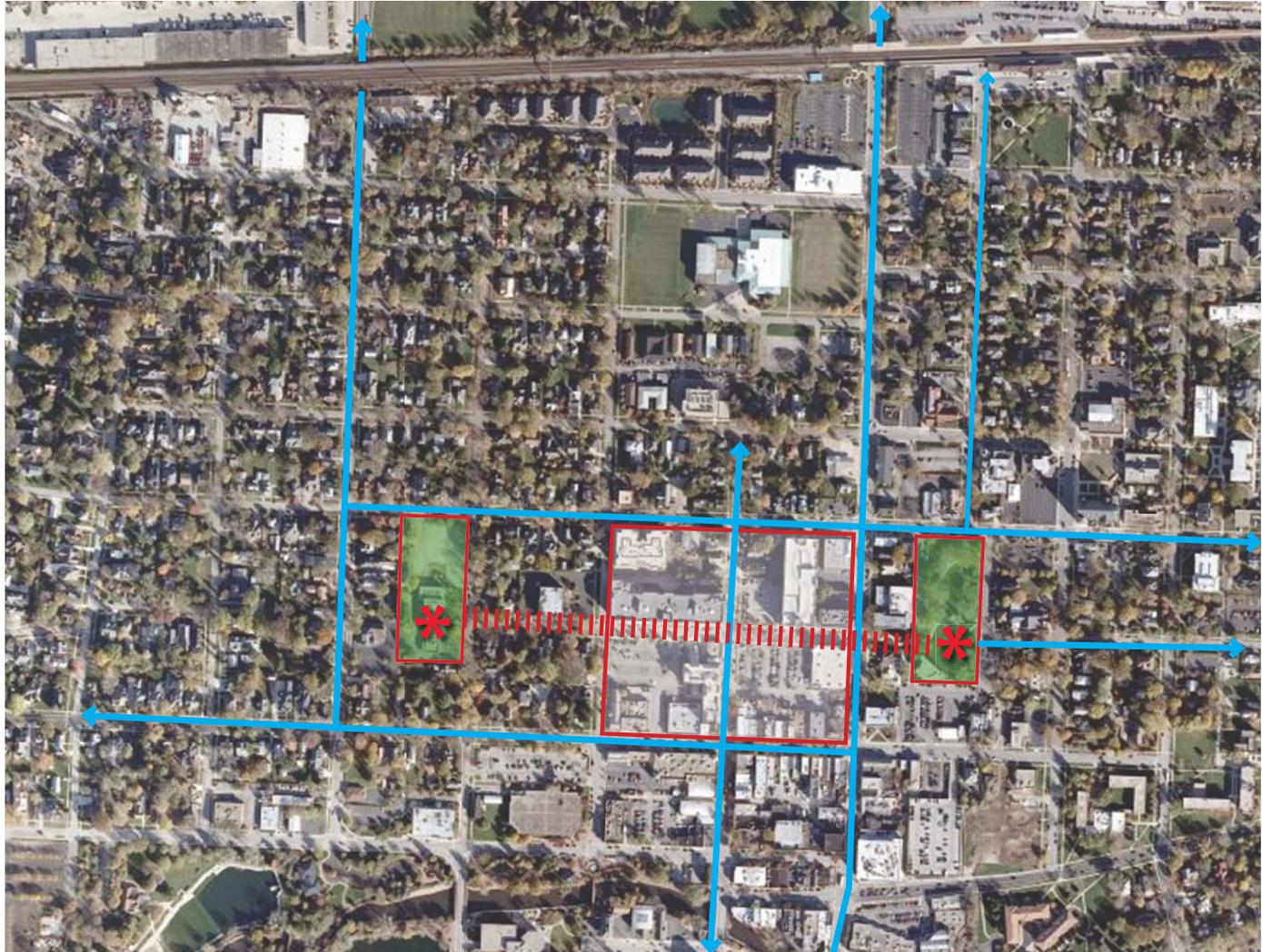


Diagram showing downtown context of Central Park

Since the 2005 Central Park Improvements Initiative was undertaken, a number of other improvement ideas have come up for consideration in Central Park. Based on a recommendation by the Downtown Advisory Commission (DAC), the City Council authorized the development of a Master Plan for Central Park to guide decision making as improvement options are considered. The process to develop the Central Park Master Plan was comprehensive and open to the public.

The initial step in the planning process was to coordinate with stakeholders and the public to understand needs, desires, and concerns. Feedback was solicited through public meetings, a preference survey, and stakeholder interviews. Through this public process (detailed below) a Master Plan was developed that clearly represents the most promising opportunities for improvement.

### Master Plan Process

Opportunity Analysis	Date
Existing Conditions Inventory and Background Research	September - October 2008
Stakeholder Interviews	October 2008
Preference Survey Available	October 2008
Public Open House #1 (Approximately 40 residents in attendance)	October 14, 2008
Opportunity Analysis and Design Program Development	October - November 2008

Alternative Concept Development	Date
Development of Alternative Improvement Concepts	November - December 2008
Public Open House #2 (Approximately 20 residents in attendance)	January 19, 2009
Downtown Advisory Commission Meeting	January 22, 2009

Final Master Plan Development	Date
Downtown Advisory Commission Meeting (Recommendation for the Central Park Master Plan Provided)	February 19, 2009
Transportation Advisory Board Meeting (Recommendation for the Parking and Circulation for Central Park Provided)	March 7, 2009
Final Master Plan Document Approval	May XX, 2009



# Existing Conditions Analysis

## Image and Identity

Based on input from a number of stakeholders, most agree that Central Park currently lacks an image and identity consistent with the history and culture of the site and its location in downtown Naperville. The Master Plan includes recommendations of how to improve the image and identity of Central Park to be more appropriate with its importance and context.

## Site Context, Use, Adjacent Land Uses

At one time Central Park was truly “central” to downtown Naperville. However, as development has occurred Central Park has become somewhat secluded without significant frontage on major roadways and surrounded by service areas of adjacent properties. Many Naperville residents and downtown patrons may not even be aware of Central Park and its history in the community.

Although it has limited access and visibility, Central Park is an important downtown open space that is used for passive recreation during the day, and more active, high volume use during programmed events such as Municipal Band concerts and the Jazz Festival.

Currently there are no significant changes planned for the adjacent land uses, which consist of a mix of business, institutional, transitional use, and residential properties. Due to the proximity to downtown Naperville, it is likely that property values will remain high in this area and some redevelopment will occur in the future.

## Property Area, Ownership, and Management

Central Park was originally deeded to the “Village” of Naperville in 1875 with provisions that the property be used as a “public square or park”. The original deed listed the property as 3.8 acres. Today, the usable area of greenspace that is commonly referred to as Central Park is approximately 2.1 acres. Although the entire area is still under city ownership, some stakeholders have voiced a concern that the original intent of the deed has been violated by allowing the public rights-of-way to be dedicated for vehicular use rather than for use as a “public park”. Others believe that parking is an appropriate use serving Central Park and the surrounding neighborhood.

Although the entire area is still under city ownership, the City of Naperville has an agreement with the Naperville Park District to maintain Central Park.



Entrance to Central Park along Washington Street



Rear entrance of the Kroehler Family YMCA



Central Park Road and Concert Lane



Parking along Court Place



Sidewalk and bicycle rack along Court Place adjacent to Central Park



Northern edge of Central Park along Benton Avenue

## Vehicle Circulation and Parking

Over time, vehicular circulation and parking has been provided around Central Park. Most people agree that maintaining vehicular access is important, however there are differing opinions regarding the balance of parking in the area in relationship to the amount of greenspace in the park. Some stakeholders regard parking as an important neighborhood asset since it serves multiple uses including visitors to Central Park, nearby churches, the YMCA, and downtown business patrons. Other stakeholders recall that when additional parking was approved adjacent to Central Park by the City Council in the mid-1970's, it was a controversial decision considered by many to be a "temporary" condition that would be reversed once additional public parking garages were constructed downtown.

There is no doubt that vehicular access and parking is a significant factor to address as part of the Central Park Master Plan. Achieving a balance between vehicular uses and open space is important.

## Pedestrian/Bicycle Access and Circulation

Due to Central Park's proximity to downtown Naperville, and the traditional neighborhood layout, pedestrian and bicycle access are important factors to consider. Access and visibility from the major adjacent streets (Washington, Jefferson, and Benton) can be improved.

## Public Utilities

There are typical public utilities such as storm sewers, electrical service for street and pedestrian lighting, and other services to adjacent buildings within the Central Park area. There are also utilities that run across the park in line with the Van Buren Avenue right-of-way that have been considered. The Park District has indicated that electrical service upgrades may be necessary based on additional electrical service and lighting proposed for the park.

### Topography and Vegetation

Although Central Park was traditionally a relatively flat site, earth berms were added as part of the bicentennial improvements in 1976. These berms somewhat limit use and access to the site, but they also provide some privacy and separation from the adjacent properties. The seating area for the community concert center slopes towards the stage which offers an advantage for viewing performances.

There are a number of mature trees within Central Park that create privacy but also limit visibility. Some trees are high quality and should be preserved while others are less than desirable species that could be removed without detriment to the park. The ornamental landscaping installed as part of the bicentennial improvements is reaching the end of its livelihood and could be dramatically reduced or eliminated to improve visibility and access to the park.

### Storm Water Management

Storm water management was not a factor when Central Park was originally established in 1875. In current times, DuPage County closely regulates storm water management for new site improvements which must be considered with any recommended improvements to Central Park.

Central Park is primarily open space which allows storm water to drain directly into the groundwater without significant runoff. The storm water from the surrounding roadways is collected in the City of Naperville storm sewer system which eventually drains into the DuPage River.

If significant improvements are implemented, stormwater management facilities will be required to restrict the rate at which stormwater is released from the site.



Overgrown vegetation at the secondary entrance to Central Park along Court Place



Berms along the perimeter of the park screen the view of parked cars, but limits visibility into the park



Standing water along Court Place



Central Park Playground

### **Community Concert Center**

The Community Concert Center is the fourth structure to sit in Central Park to accommodate the Naperville Municipal Band. The current structure was dedicated in 2003 and includes concert facilities, rehearsal space, a music library, storage, and dressing rooms. Seating for the Community Concert Center consists of movable wooden benches that allow for flexible use of the lawn area, however some users suggest that better quality seating should be provided for the facility.

### **Portable Restrooms**

The Department of Public Works investigated the feasibility of installing public restrooms in Central Park and based on cost, maintenance, and security concerns, the decision was made to provide portable restrooms. The portable restrooms were first used during the 2008 concert season.

### **Children’s Playground**

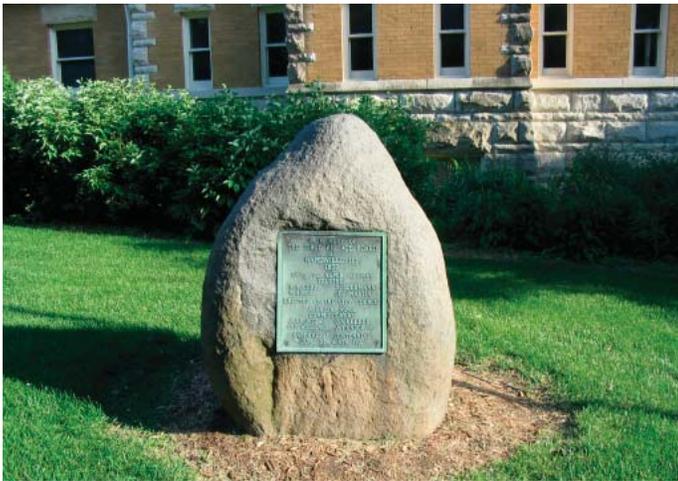
The Children’s Playground is a popular destination in Central Park. Based on the playground’s maintenance lifecycle, the Park District replaced the playground equipment in 2007 including a new drinking fountain, lighting, benches, asphalt path, and landscape improvements.

### **Gazebo**

The Central Park Gazebo was constructed in 1990 through funds raised by the Evening Kiwanis Club and was originally intended as a roofed structure available to accommodate fund raising events such as pie and cake sales, and ice cream socials, during Thursday night band concerts.

### **Monuments and Memorials**

Numerous monuments and memorials are located in Central Park representing the history of the community. The Soldiers and Sailors Monument honors DuPage County veterans that served in wars from the Blackhawk War of 1832 through 1896. The Civil War Cannon is a confederate cannon acquired by the City of Naperville in 1871. The Veteran’s Valor sculpture is dedicated to the heroism of Naperville’s many veterans. The Naperville Centennial Marker was erected in 1931 in memory of the first Village Board, and the DuPage County Centennial Marker was placed in Central Park (the original site of the county courthouse) to commemorate the formation of DuPage County in 1839.



Naperville Centennial Marker



Civil War Cannon

Note: Base map information compiled from aerial photos, GIS data, and various survey information provided by the City of Naperville, the Naperville Park District and on-site observation through the summer and fall of 2008. Information for planning purposes only.

**Legend**

- Traffic Signal
- Utility Pole
- Overhead Utility Line
- Concrete Sidewalk
- Asphalt Sidewalk
- Stamped Asphalt
- Unit Paving
- Drinking Fountain
- Trash Receptacle
- Bench
- Bollard
- Bike Rack
- Dumpster
- Fence / Railing

**Existing Parking**

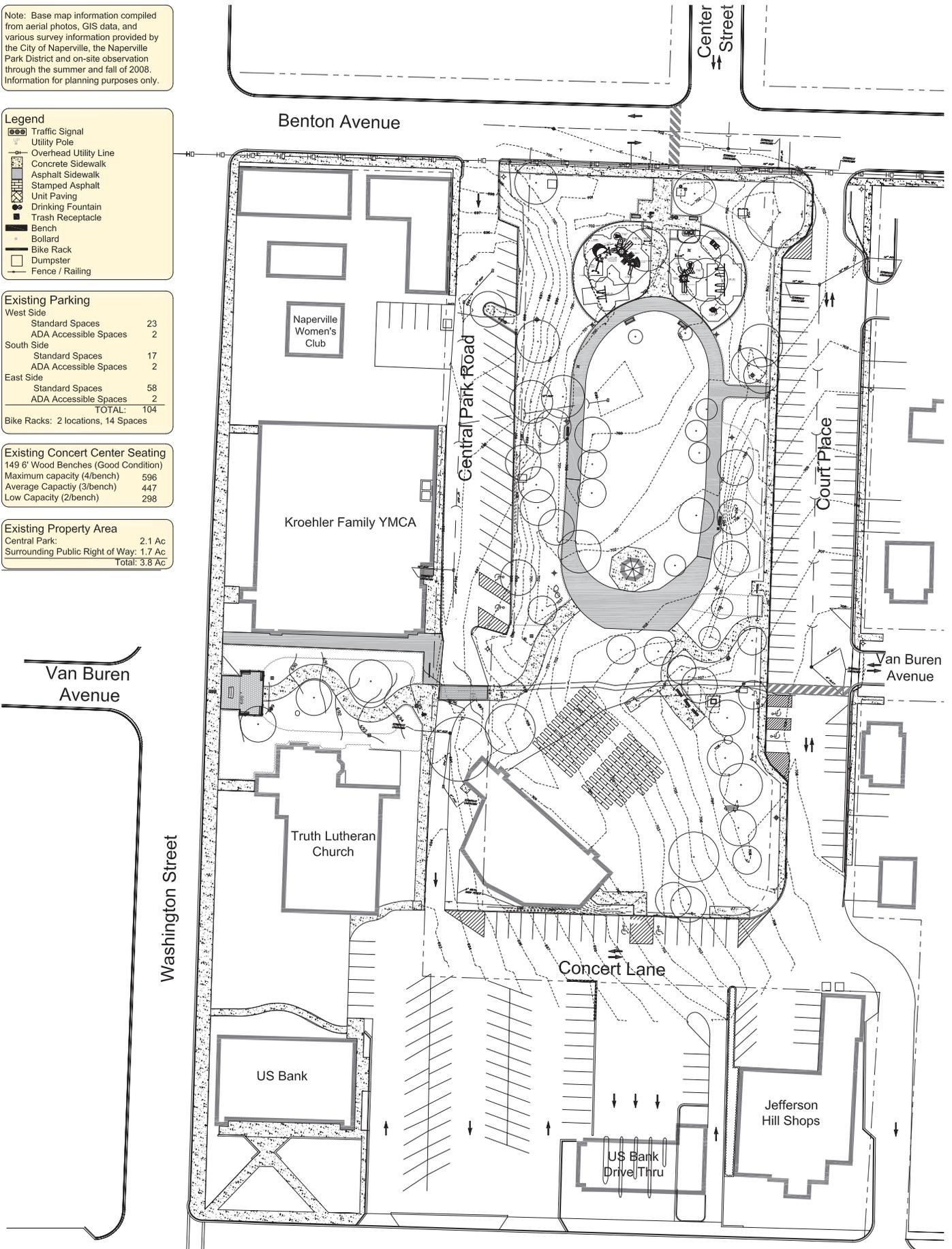
West Side	
Standard Spaces	23
ADA Accessible Spaces	2
South Side	
Standard Spaces	17
ADA Accessible Spaces	2
East Side	
Standard Spaces	58
ADA Accessible Spaces	2
<b>TOTAL:</b>	<b>104</b>
Bike Racks: 2 locations, 14 Spaces	

**Existing Concert Center Seating**

149 6' Wood Benches (Good Condition)	
Maximum capacity (4/bench)	596
Average Capacity (3/bench)	447
Low Capacity (2/bench)	298

**Existing Property Area**

Central Park:	2.1 Ac
Surrounding Public Right of Way:	1.7 Ac
<b>Total:</b>	<b>3.8 Ac</b>



## Site Analysis Summary

The following site analysis information for Central Park is based on an analysis of existing conditions, interviews, public meetings, a preference survey (refer to Appendix A for a summary of the preference survey comments), and coordination with the City of Naperville and Naperville Park District staff. The site analysis map on page 13 illustrates this information in relationship to the existing site conditions.

### Image and Identity

- Improve the type, quality, and organization of materials to be more consistent with the community image
- Represent the history and downtown character of Naperville
- Use the 2007 Central Park identification signage study as a reference
- Maintain focus of Central Park as a performance center, open space, and playground

### Site Context, Use, and Visibility

- Preserve the passive use of the park while improving its ability to serve as a performance venue
- Increase park programming, event planning and provide support accommodations as needed (Jazz Festival as an example)
- Improve visibility and presence of park west to Van Buren Avenue at Washington Street and south to Jefferson Avenue

### Vehicular Circulation and Parking

- Develop multiple schemes to determine the proper balance of parking vs. open space
- Reduce the amount of pavement without necessarily reducing parking (add corner bump-outs, narrow drive widths, create pedestrian refuge islands, etc.)
- Improve accessible parking and loading to accommodate performance patrons
- Incorporate traffic calming

### Pedestrian/Bicycle Access and Circulation

- Improve walkways using higher quality materials such as concrete or brick pavers in place of asphalt
- Give special consideration to senior citizen needs due to high attendance at performances
- Improve pedestrian/vehicular crossing points, specifically at Central Park Road/Washington Street

### Public Utilities and Storm Water Management

- Improve lighting and electrical service throughout the park to address safety and service needs
- Consider adding water source to gazebo or other identified areas to service programmed events
- Consider other utility requirements to support programmed events
- Identify storm water management requirements based on proposed improvements/alternatives

### Actions Related to Existing Built Elements

- Veteran's Valor Sculpture, Naperville Centennial Marker, and the DuPage County Centennial Marker to remain in Central Park; specific locations may be reconsidered if there is a compelling reason to do so
- Community Concert Center: recently constructed, preserve as-is; may consider improvements related to permanent restrooms and other accessibility needs
- Community Concert Center Seating: improve to create better ADA access, comfort, and visibility; improvements to meet Department of Commerce and Economic Opportunity (DCEO) grant requirements
- Portable Restrooms: recently added and serve need; location may be reconsidered due to some concerns of conflicts with stage; may consider permanent restrooms as long-term solution
- Civil War Cannon: to remain in Central Park; stakeholders have requested that it remain in its present location where it has been for over 100 years, near the highest location in the park
- Soldiers and Sailors Monument: to remain in Central Park; stakeholders have requested that it remain in its present location where it has been for over 100 years, near the highest location in the park; SECA funding obtained for restoration anticipated to begin in spring 2009
- Central Park Gazebo: Constructed by the Kiwanis Club as a roofed structure to accommodate ice cream social activities and located near the center of the park; structure, use, and location may be considered as part of the master plan improvements
- Playground: Recently reconstructed and should be preserved: modifications to minor items may be considered as part of the master planned improvements





# Master Plan

Alternative concepts for the improvement of Central Park were presented at the January 19, 2009 Public Open House and also at the January 22, 2009 Downtown Advisory Commission (DAC) meeting. The parking and circulation options were also discussed at the February 7, 2009 Transportation Advisory Board (TAB) meeting. All alternatives considered may be viewed in further detail in Appendix B.

Through the evaluation of the alternative concepts, members of the public and DAC identified three main factors to emphasize in the development of the Master Plan:

- Determine the best and most efficient use of the limited space in Central Park while accommodating the existing conditions (e.g. playground, concert center, etc.) that logically should be preserved.
- Maximize parking to the extent possible without compromising important drop-off, pedestrian, and open space requirements.
- Enhance the Community Concert Center experience, by providing better seating and support facilities for the Community Concert Center; balance the concert center needs with the desire for passive open space and programming flexibility.

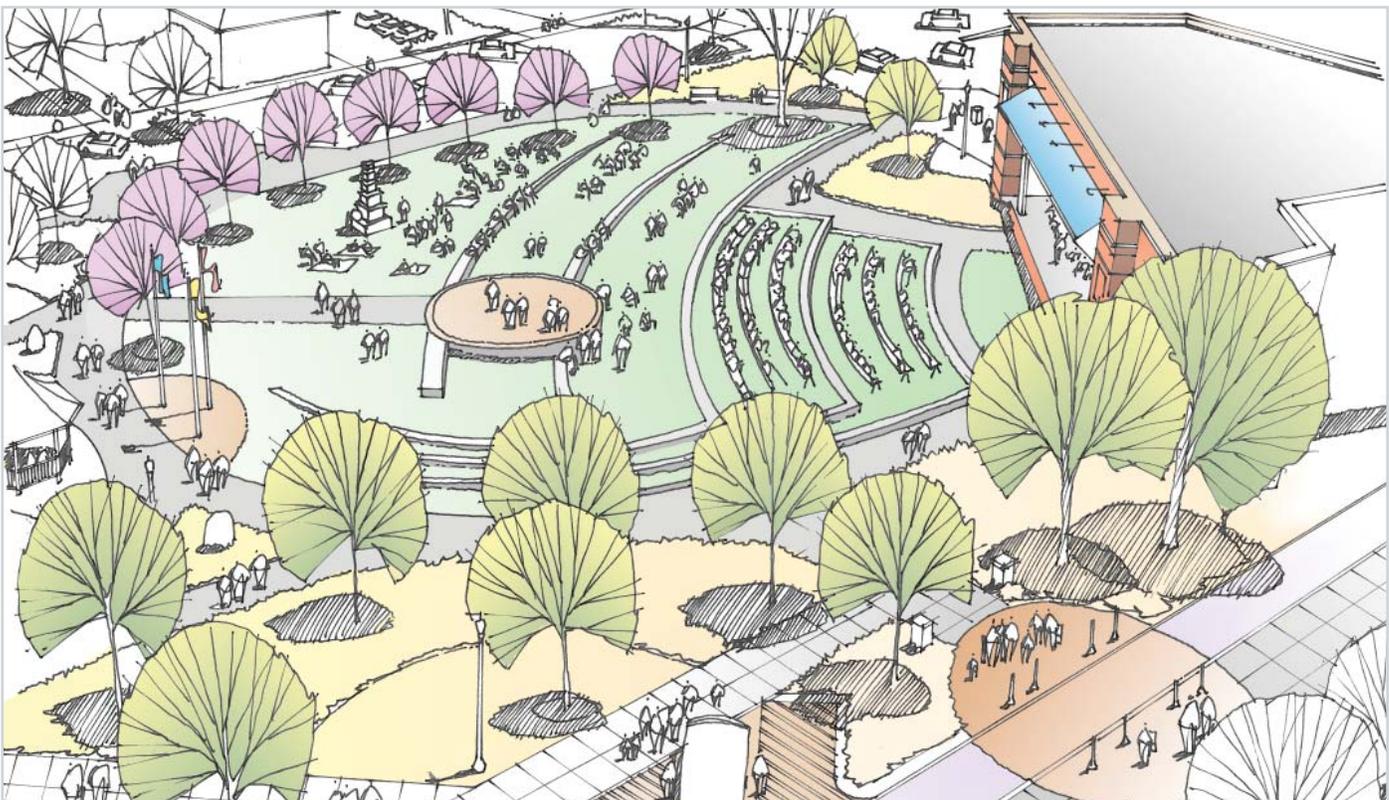
Using this information and the site analysis on pages 12-13, the alternative concepts were further evaluated, combined, and refined to create the Central Park Master Plan.

## Design Statement

The Master Plan focuses on achieving the most efficient balance between the competing needs and perspectives for Central Park. Open space is preserved and pedestrian circulation is improved. Parking is more efficient and circulation is simplified. The Community Concert Center seating and support facilities are enhanced while maintaining flexibility within the park for a variety of programmed uses. Materials, furnishings and signage are designed to create an environment that is consistent with the history of Central Park and the Naperville community image. The end result is a better Central Park that is much more efficient, accommodating, and attractive.



View to the South from the intersection of Court Place and Van Buren Avenue



Aerial perspective of the Naperville Community Concert Center and proposed seating area

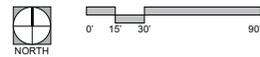


**Site Data**

**Concert Center Seating**  
Seating Capacity: 300-600

**Total Parking**  
Standard Spaces: 84  
ADA Accessible Spaces: 6  
Total: 90 Spaces

**Property Area**  
Proposed Open Space: 2.62 Ac.  
Surrounding Public Right of Way: 1.18 Ac.  
Total Area: 3.8 Ac.



# Central Park Master Plan

A number of improvements are recommended for Central Park in order to achieve the project goals. The improvement recommendations are summarized as follows:

### **Parking and Vehicular Circulation**

- Change Court Place to angled parking; improves circulation and increases the amount of open space slightly, while still providing an acceptable quantity of parking
- Improve all roadways to be more efficient; existing roadway paving is more generous than necessary given the parking and circulation requirements
- Incorporate traffic calming devices such as corner bump-outs, neck downs, and dedicated crosswalks to improve the pedestrian environment
- Use of alternative materials for roadways/parking areas to shift the emphasis from vehicular space to pedestrian space; more accommodating for programmed events (Fine Arts Festival, Jazz Festival, etc.)
- Add a dedicated drop-off area to better accommodate disabled users
- Change the circulation on Court Place to one-way north (including the connection to Jefferson Avenue); simplifies circulation and reduces the necessary amount of roadway paving, resulting in a significant increase in open space while still providing an acceptable quantity of parking

### **Community Concert Center and Support Facilities**

- Create curbed/terraced concert center seating area
- Provide for the ability to increase the amount of seating if desired
- Replace movable seating with higher quality movable seats
- Provide improved handicap accessibility to concert center seating area
- Provide for flexible lawn seating
- Maintain portable restrooms short-term
- Improve support area to better accommodate mixing board and disabled viewing
- Improve sound system and lighting for flexible lawn seating area

- Add a stand alone support facility which would include restrooms, concessions, and maintenance accommodations long-term

### **Pedestrian and Bicycle Accommodations**

- Provide more direct handicap accessibility between roadways and park features
- Replace asphalt sidewalks with concrete
- Re-align walkways to create more efficient access and circulation, and to better define spaces throughout the park
- Provide bike racks at each park entrance
- Replace the asphalt and concrete sidewalks with brick pavers for the center oval, consistent with the downtown and Riverwalk
- Provide crosswalks marked with alternative pavement at key locations

### **Children's Playground and Gazebo**

- Preserve newly constructed playground
- Gazebo to remain in existing location
- Provide a park shelter near the playground

### **Monuments and Memorials**

- Preserve all monuments and memorials within Central Park
- Relocate monuments and memorials as needed; provide setting appropriate to their importance

### **Sustainable Practices**

- Incorporate environmental best management practices such as designing drainage patterns to minimize surface runoff and to capture sedimentation prior to reaching storm drain inlets wherever possible
- Design improvements and select materials with ease of maintenance in mind
- Use materials available locally or regionally when possible
- Consider use of permeable paving materials for vehicular surfaces

### **Materials, Furnishings, Signage**

- Provide materials and furnishings to be consistent with history, downtown Naperville, Riverwalk style
- Include consistent site furnishings throughout
- Remove outdated site furnishings
- Provide columns, fences, signage to define each park entrance

### **Trees, Landscape, Visibility**

- Prune understory plants and remove poor quality trees to improve landscape; maintain quality landscape and mature trees
- Maintain a clear zone between 3 feet and 8 feet in height to improve visibility and surveillance
- Simplify landscape for easier maintenance
- Locate new trees and landscape to define spaces within the park

### **Storm Water Management**

- The preferred alternative results in a net reduction of impervious surface; determine the specific requirements of the storm water management ordinance during the preliminary and final design and engineering phases and accommodate the requirements within the existing open space of the park

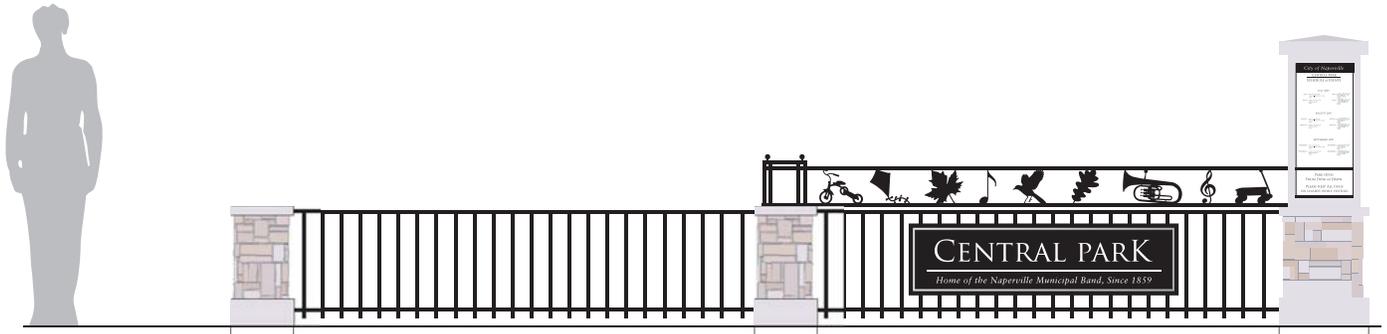
### **Utility Accommodations**

- Provide auxiliary water and electrical utilities to accommodate programmed uses
- Provide consistent pedestrian lighting throughout the park; provide consistent roadway lighting as needed for vehicular and parking areas
- Provide utilities as needed for improvements to the concert center support facilities and gazebo
- Consider changing the traffic signal at Van Buren/ Washington to a mast arm to improve views into the park

### **Open Space**

- Open space increased as a result of changes to parking and vehicular circulation
- Re-organize site elements to create more efficient open space
- Re-align walkways to create more efficient open space
- Site grading to create more usable/programmable open space
- Alternative pavements to create additional programmable space

Site Furnishing and Material Recommendations



Signage, Columns, Fencing

Design by Carol Naughton and Associates; previously recommended for approval by the Downtown Plan Implementation Committee (Currently the Downtown Advisory Commission)



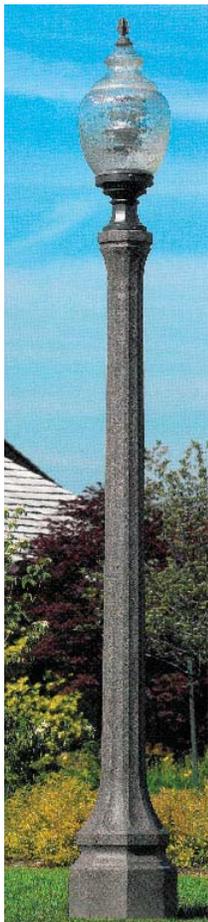
Paving Materials

Pavers consistent with Downtown Naperville Standard. Roadway paving, if utilized, to match pedestrian pavers. Permeable paving is also an option



Bike Rack

Matches Downtown Naperville Standard



Pedestrian and Roadway Light

Matches Naperville Historic District Standard



Drinking Fountain

Matches Downtown Naperville Standard



Trash Receptacle

Matches Downtown Naperville Standard



Bench

Matches Downtown Naperville Standard



Bollard

Matches Downtown Naperville Standard



# Implementation Strategy

## Introduction

The Central Park Master Plan represents a comprehensive vision for improvements that will improve the function of the park, improve the image and identity to better represent the history and character of the community, and will ultimately result in a coherent overall park design.

Ideally all of the improvements would be implemented at once. Realistically the improvements must be constructed in phases over time as funding becomes available. The Implementation Strategy outlines a logical series of steps that will ultimately lead to successful completion of the Central Park Master Plan.

## Public Policy and Funding

The Central Park Master Plan was officially adopted by the Naperville City Council in \_\_\_\_\_ of 2009 and the Naperville Park District Board in \_\_\_\_\_ of 2009. The Master Plan will be used by both the city and park district as a public policy document to guide decision making regarding improvements and maintenance to Central Park.

Funding is the biggest challenge to implementation of the Central Park improvements. A successful funding strategy will combine funds from a number of sources that together will allow for construction of meaningful improvements over time. The following is a list of possible funding sources:

- City of Naperville Capital Improvement Project (CIP) funds
- City of Naperville Special Events and Cultural Amenities (SECA) funds
- Naperville Park District Capital Improvement Project (CIP) funds (maintenance per existing lease agreement)
- Community Development Block Grant (CDBG) program
- Department of Commerce and Economic Opportunity (DCEO) grant program
- Non-profit group programs (Century Walk, Municipal Band, American Legion, Jaycees, Rotary Club, Exchange Club, Kiwanis Club, etc.)
- Private fundraising efforts

This list should not be considered comprehensive; other funding sources may be available and should be pursued once identified.

Upon approval, the document will aid in prioritizing improvements and initiating the development of a more detailed lease agreement between the City of Naperville and the Park District. As this Master Plan identifies, the improvements are phased over time with design elements and a style similar to the downtown streetscape and Riverwalk. Such characterization requires a more thorough review of the continued maintenance costs associated with these improvements as well as clear accounting of the expectations and responsibilities of each governmental agency moving forward.

## Improvement Priorities

The following improvement priorities are based on input from stakeholders along with the anticipated amount of available funding. Some of the funding required for certain short-term improvements has already been secured. The City has received a DCEO grant and SECA funds for concert center seating improvements, and SECA funds have also been awarded for restoration of monuments and memorials. Timing for the balance of the recommended improvements will be based on the ability to secure funding along with the logistics and timing necessary to advance the projects.

<b>Short-Term Improvements (1-5 Years)</b>	<b>Preliminary Budget Cost</b>
Concert Center Seating Improvements	\$425,000
Optional Replacement of Movable Concert Center Seating	\$250,000
Restoration of Monuments and Memorials	\$85,000
Signage, Fencing, Columns at Washington Street Entrance	\$150,000
Tree Pruning, Selective Landscape Removals	\$25,000
Utility Accommodations for Programmed Uses	\$50,000
Total:	<b>\$985,000</b>
*\$300,000 DCEO grant received to be used for improvements to concert center seating	
*\$199,000 SECA funding received for concert seating and restoration of monuments and memorials	

<b>Mid-Term Improvements (5-10 Years)</b>	<b>Preliminary Budget Cost</b>
Roadway Reconfiguration, Corner Bump-outs	\$500,000
Site Work, Sidewalk Improvements	\$500,000
Brick Pavers for Center Oval	\$75,000
Upgrade Site Furnishings	\$50,000
Lighting and Electrical Improvements	\$325,000
Landscape, Irrigation Improvements	\$150,000
Signage, Fencing, Columns at Other Park Entrances	\$150,000
Permanent Restroom / Support Facility	\$225,000 - \$350,000
Total:	<b>\$1,975,000 - \$2,100,000</b>

<b>Long-Term Improvements (10 or More Years)</b>	<b>Preliminary Budget Cost</b>
Alternative Materials for Roadway / Parking	\$800,000
Total:	<b>\$800,000</b>

Note: The preliminary budget costs include allowances for design/engineering consulting fees and bid/construction contingencies. Escalation is not included in the preliminary budget costs but should be considered as future phase projects are advanced. Refer to the separate Preliminary Budget Cost document for a more detailed breakdown of the anticipated project costs.

## **Maintenance Costs**

Currently Central Park is maintained by the Park District through a long-term lease agreement with the City. It is likely that this agreement will continue in the future, and it is important to consider maintenance requirements related to any new improvements.

The majority of the improvement recommendations for Central Park will not require a significant increase to the routine maintenance that is currently required for Central Park. The proposed improvements will result in a comparable amount of sidewalks and open space compared to the existing conditions. Grass will still need to be maintained, walks cleaned, and trash receptacles emptied, similar to current practices.

Some improvements could increase the level of maintenance required, such as the addition of brick pavers, sidewalk corner bump-outs, and additional furnishings and amenities. These improvements will be similar to the downtown streetscape, so an increased level of maintenance at the park can be expected. If a stand alone restroom/support facility is pursued in the future, a similar level of maintenance to other Park District support facilities can be anticipated.

In the short-term, a number of the improvement recommendations could in fact result in a reduction of the amount of routine maintenance required. New walkways, furnishings, and amenities will likely require minimal maintenance or repair for a number of years. Changing the various light fixtures to one consistent energy efficient style could simplify and reduce the re-lamping and inventory requirements. Pruning trees and removing overgrown shrubs could reduce the amount of seasonal landscape maintenance required. However, in the long term, clarity needs to be established as to the responsible party when replacement comes due.

As with all public improvements, long-term maintenance and replacement costs should be considered as part of the planning and development process. The improvement recommendations for Central Park are very similar to other Riverwalk and Downtown improvements and the same level of long-term planning for maintenance and replacement should be applied to Central Park. As such, the plan requires a more thorough review of the life-long maintenance costs as well as a clear accounting of the expectations and responsibilities of each agency moving forward.

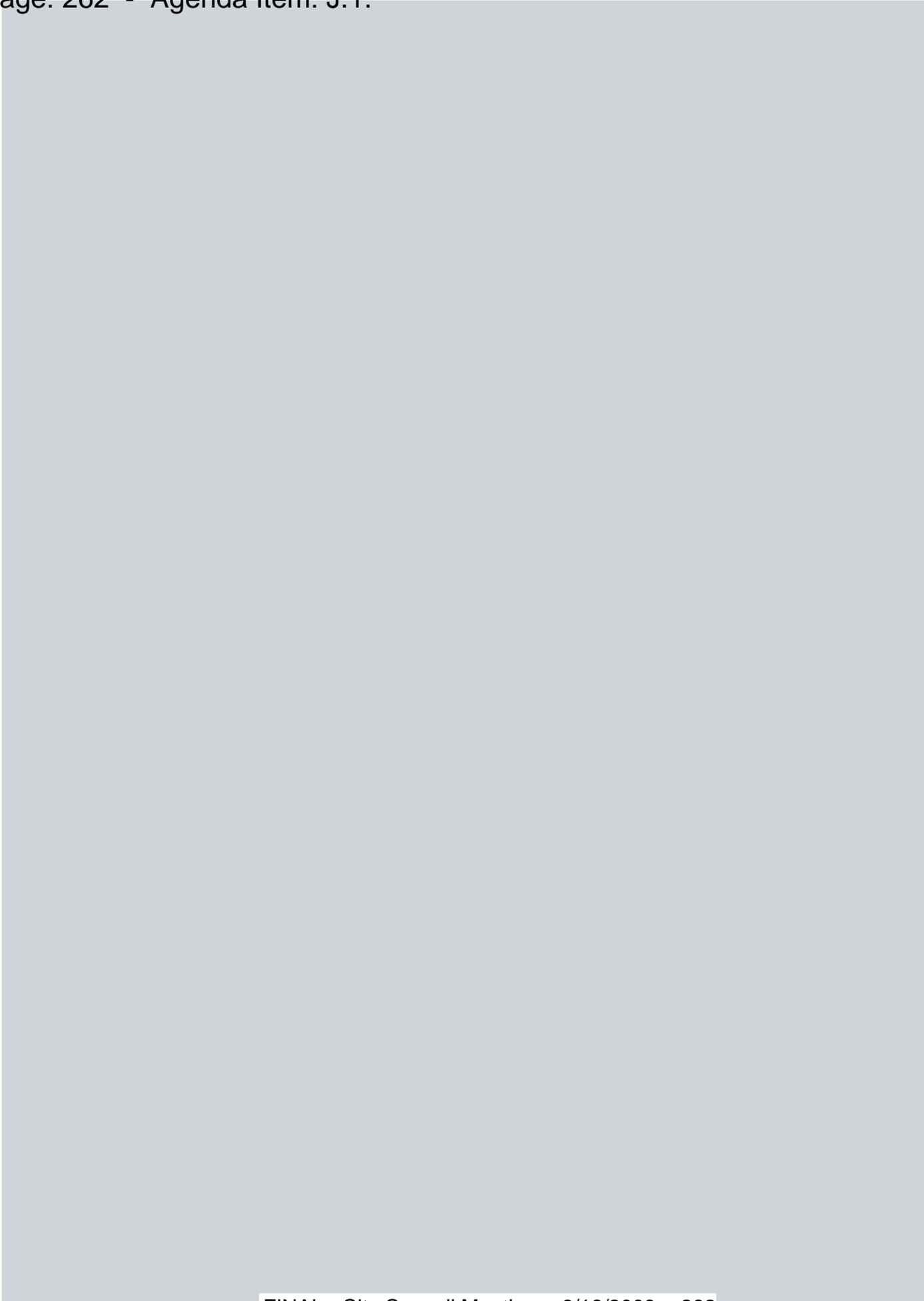
## **Design and Engineering**

The Central Park Master Plan is based on information combined from a variety of sources including aerial photography, GIS information, previous topographic surveys, and on-site observations. The Master Plan represents a realistic expectation for what can be accomplished, although further design and documentation is necessary in order to advance the project for construction. It is anticipated that each phase of the project will follow accepted design and engineering practices as follows:

**Preliminary Design and Engineering:** During this phase the improvements shown in the Master Plan will be further refined based on a current topographic and boundary survey. Geometry will be refined, material choices made, and the construction cost opinion will be updated.

**Final Design and Engineering:** With approval of the Preliminary Design and Engineering phase, final documents will be prepared that will be suitable for public bidding and construction. Documents will include plans, construction details, specifications, quantities and a final construction cost opinion.

**Construction:** Construction will begin following a bid award to a general contractor. The construction period will vary depending on the amount of construction to be included in each project phase, but it is likely that work could be completed within one construction season.



# Appendix A: Central Park Preference Survey

Available October 2008

**1. Please indicate the characteristic(s) that best describe you (check all that apply)**

Resident (live with 5 blocks of Central Park)	21.2% (35)
Resident (live more than 5 blocks of Central Park)	58.2% (96)
Local Employee (work at business located within 3 blocks of Central Park)	9.7% (16)
Business Owner (business located within 1 mile of Central Park)	5.5% (9)
Property Owner (property directly abuts Central Park)	1.2% (2)
Attend the YMCA	25.5% (42)
Attend Activities (i.e. concerts) in Central Park	57.0% (94)
Perform at the Municipal Concert Center	6.7% (11)
None of the above	4.2% (7)

**2. Please indicate how frequently you visit Central Park.**

Several times per week	27.0% (44)
Once per week	15.3% (25)
2-3 times per month	16.6% (27)
Once per month	14.1% (23)
A few times a year	23.3% (38)
Never	3.7% (6)

**3. The following actions have previously been suggested to improve Central Park. In your opinion, how important is it that these actions are incorporated into the Central Park Master Plan?**

	Very Important	Somewhat Important	Neutral	Somewhat Not Important	Not Important	No Opinion
A. Add additional parking within 3 blocks of the park.	28.2% (46)	26.4% (43)	18.4% (30)	3.1% (5)	22.1% (36)	1.8% (3)
B. Remove parking directly adjacent to the park to add more green area.	17.9% (29)	7.4% (12)	11.7% (19)	4.3% (7)	57.4% (93)	1.2% (2)
C. Install permanent restrooms.	33.1% (54)	28.2% (46)	18.4% (30)	6.7% (11)	12.3% (20)	1.2% (2)
D. Install permanent seating for the concert center.	20.4% (33)	25.9% (42)	20.4% (33)	14.2% (23)	18.5% (30)	0.6% (1)
E. Trim trees to improve visibility for performances.	12.8% (21)	31.7% (52)	27.4% (45)	9.1% (15)	15.9% (26)	3.0% (5)
F. Add additional landscaping to the park.	11.0% (18)	24.5% (40)	34.4% (56)	12.9% (21)	16.0% (26)	1.2% (2)
G. Improve visibility of the park (e.g. signage).	11.0% (18)	28.2% (46)	25.8% (42)	14.1% (23)	19.6% (32)	1.2% (2)
H. Improve landscaping around the Veteran's Valor Monument (located at Washington entrance).	9.9% (16)	21.6% (35)	32.1% (52)	15.4% (25)	18.5% (30)	2.5% (4)
I. Relocate the Veteran's Valor Monument (located at Washington entrance) elsewhere in the park to allow better visibility of the monument.	3.7% (6)	7.4% (12)	31.5% (51)	11.7% (19)	41.4% (67)	4.3% (7)
J. Relocate the Soldiers and Sailor's Monument (obelisk) elsewhere in the park to allow better visibility of the monument.	3.0% (5)	12.2% (20)	34.8% (57)	9.8% (16)	34.8% (57)	5.5% (9)
K. Relocate the Civil War Canon elsewhere in the park to allow better visibility of the monument.	3.1% (5)	15.3% (25)	30.7% (50)	11.0% (18)	35.0% (57)	4.9% (8)

**4. What amenities of Central park do you use most frequently?**

The Gazebo	25.6% (41)
Municipal Concert Center	59.4% (95)
The Playground	26.3% (42)
Walking Path	68.1% (109)
Passive Areas (e.g. for picnicking)	23.1% (37)

5. Considering the size and scale of Central Park – the following amenities and park functions, which are currently not in the park, may be appropriate. In your opinion, how important is it that these amenities be planned for incorporation into the Central Park Master Plan?

	Very Important	Somewhat Important	Neutral	Somewhat Not Important	Not Important	No Opinion
A. Picnic shelter	4.9% (8)	18.5% (30)	19.1% (31)	14.8% (24)	42.0% (68)	0.6% (1)
B. Picnic tables and seating	8.7% (14)	37.9% (61)	14.9% (24)	9.3% (15)	29.2% (47)	0.0% (0)
C. Bicycle racks	25.2% (40)	51.6% (82)	10.7% (17)	5.0% (8)	6.9% (11)	0.6% (1)
D. Fountain	16.7% (26)	19.2% (30)	20.5% (32)	12.2% (19)	30.8% (48)	0.6% (1)
E. Permanent restrooms	36.6% (59)	30.4% (49)	11.2% (18)	8.7% (14)	12.4% (20)	0.6% (1)
F. Improved formal gathering and performance area near gazebo	9.1% (15)	19.5% (32)	25.0% (41)	16.5% (27)	26.8% (44)	3.0% (5)
G. Community events sign	12.3% (20)	29.6% (48)	21.6% (35)	11.1% (18)	24.7% (40)	0.6% (1)

6. To what extent are the following issues a concern to you? (please rank in order of importance)

	Great Concern	Medium Concern	Little Concern
A. Cost to taxpayers	51.8% (85)	33.5% (55)	14.6% (24)
B. Time to implement improvements	21.5% (35)	39.9% (65)	38.7% (63)
C. Disruption during construction	26.4% (43)	42.3% (69)	31.3% (51)

**Written Comments**

The following actions have previously been suggested to improve Central Park. In your opinion, how important is it that these actions are incorporated into the Central Park Master Plan? *Responses for those respondents who selected “other”*

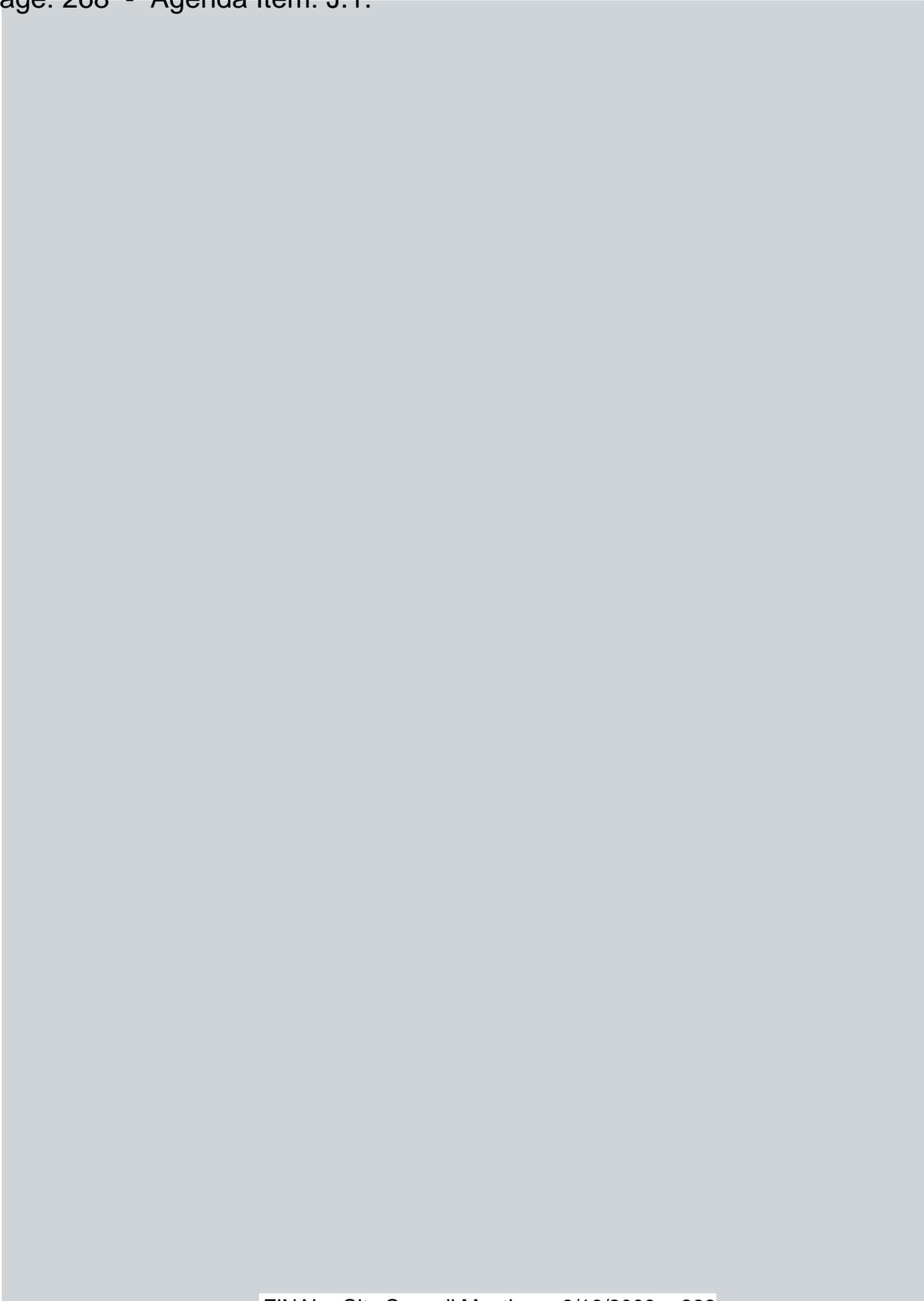
- Better lighting along the pathways within the park; better utilization of the stage whereby more entertainment is present from end of April through end of October on weekends, etc.; more portable restrooms are present during concerts on both sides of the stage area; more level grass area near the stage area for those wishing to bring their own chair for viewing the concerts on the stage; and, better and more speakers making the entertainment audible for those sitting close to the gazebo.
- Better lighting along the pathways; more seating area for those attending concerts, etc.; better sound system at the stage area
- City should maintain adjacent parking.
- Do not disturb parking on east side of park.
- Do not remove any parking places.
- Do not remove any parking spaces. All of the parking spaces are especially needed on sunday mornings.
- Do NOT remove directly adjacent parking!
- DO NOT REMOVE PARKING. ADD PARKING FOR CONSTITUANTS OF NEARBY INSTITUTIONS
- Don't move soldier's/sailor's monument - was always there! Move cannon if its more appropriate to its history or original placement. Add more signage as to this history of the park and connection to Naperville as original county seat and indicate where courthouse once stood, use of park over time, etc.
- Follow the recommendations of Mr. Donald Wehrli

- Having lived here for almost 50 years, I'd like to still be able to drive to the park and PARK nearby. 3 blocks away is unacceptable to these old legs. Until she died last year, we used to take my 102 year old mother to the area and park there. There is NO WAY an older person could enjoy the place otherwise. We've paid into the park district since its inception and have no reason to use many of the facilities, but THIS one is important to us. PLEASE...DON'T cut back on the parking on the eastern edge of Central Park..
- I am vehemently opposed to any changes that would reduce parking available to churches on Sunday morning
- I attend CUMC. Parking is "very Important" to this churchy area!
- I believe a gate should be added at the end of the park by Benton. I have several times seen kids run for the road. The city may also consider putting a stop sign at Benton and Center to slow the traffic down.
- I believe the canon and obelisk should stay where they've "always" been while the newer "valor" statue was improperly placed to begin with.
- If additional parking is considered, or the current parking on the east side is reduced then underground parking should be considered. The existing parking on the east could be nearly doubled by building 1 level below ground with surface parking above. While the portable restrooms are a great improvement over none, permanent facilities should be seriously considered. They should have been incorporated into the concert center and would have cost less then. The concert center seating does not need to be permanent. Concrete risers to provide a level surface with good quality benches would be sufficient. If done this way, then only a few rows immediately in front of the stage should be concrete. A good portion of the hill should remain grass for the large number of people who bring their lawn chairs.
- If the large trees around the walking path are "cleaned up" a bit it would make the park itself look cleaner. There is a lot of droppage of leaves, branches, etc that make the sidewalk and park around the walk area look dirty and the grass can't grow because of too much shade.
- Install new moveable fiberglass or plastic seating
- It seems there is a push to remove the parking next to the park to create more green space. I believe these parking spaces are valuable and encourage people that do not live close to visit the park. I feel that removing the park will cause people (including parents w/children or seniors) to not visit the park due to the inconvenience of having to walk a greater distance.
- Just leave the park as it is. Why change it?
- KEEP PARKING YOU WILL KILL THAT YMCA!!
- Keep the monuments where they are, Improve the landscaping around them to make them more important looking.
- Keep the park as it is! Recent changes are fine.
- Let the public use the permanent restrooms already in the CCC. Buy the old Nichols Library back, knock down addition and use beautiful, historic building for public; restrooms included. Perhaps non-profits can rent out portions for mutual benefit of storage, staff, administrative technologies, etc. Relocate all monuments OUT of Central Park. We have a Veteran's Park for them. Move Veteran's Valor there. Civil War Canon should go to Naper Settlement. Maybe Soldiers and Sailor's Monument too. The important stories of these monuments can be better told in the larger environment of Veteran's Park. Encourage contemporary art and landscaping design for Central Park entrance points. Keep the American flag lit, and consider adding the City of Naperville and IL flags.
- Maintaining parking for attending the YMCA
- Make any permanent restrooms handicap accessible
- Makes no sense to make park bigger to attract more people and take away parking.
- Need more parking in the area around the park!
- Do not spend a lot of money needlessly -- keep it a jewel; not need for the platinum setting.
- Parking around the park is needed for Sunday worship at many of the churches in this area.
- Parking is essential there
- Please do not remove parking adjacent to park. It is critical to the survival of the YMCA and the downtown churches.
- Please do not remove parking spaces
- Please keep as much green space "grass" as much as possible
- Please, no more parking decks
- Purchase an instrument van for the Municipal Band so they can walk to the park from parking deck.
- Remove the illegal roads and parking

- Replacing all parking spaces with grass and moving the temporary benches to those locations will benefit all citizens of Naperville, not just those who have claimed the parking spaces with passes from local merchants. This will also allow for better visibility of the various monuments. The land on which the parking spaces are located belongs to the city and should be used for the benefit of all residents. This would allow for more open space in what has become a very crowded downtown. Better signage to lead more visitors to this quiet place would lead to more usage by all. Removing the parking spaces would allow for more passive areas for picnicking and relaxing. Cars do not belong in this park or any park. Removing parking spaces will allow for picnic tables and the use of the current concert seats for additional seating in the new passive areas.
- Signage/bag dispenser for dog waste like on Riverwalk
- Somehow improve safety (playground's close to busy road)?
- The area churches all need the spaces on Sundays, too! For what would be gained in a few more feet of grass, I think that parking is more important.
- Trim bushes near parking

**Considering the size and scale of Central Park – the following amenities and park functions, which are currently not in the park, may be appropriate. In your opinion, how important is it that these amenities be planned for incorporation into the Central Park Master Plan? *Responses for those respondents who selected “other”***

- Active amenity such as bocce court
- Add lighting in front of the stage. This should be the responsibility of the city, not the band.
- Add parking adjacent to YMCA
- Do NOT remove directly adjacent parking!
- Do not remove the present parking on east side of park.
- Don't try to do too much in Central Park. Every building will take away green space. Consider a dual use picnic table with checker board built on the top. Let the public use the permanent restrooms already in the CCC. Buy the old Nichols Library back, knock down addition and use beautiful, historic building for public; restrooms included. Perhaps non-profits can rent out portions for mutual benefit of storage, staff, administrative technologies, etc.
- Don't wreck the park with a bunch of junk --it's a nice place
- Historical interpretive signage, landscape/plantings/trees identification
- Keep the parking lot!
- LEAVE IT ALONE
- Leave parking for YMCA users.
- Less auto traffic next to park - expand park and eliminate parking
- Might replace the gazebo with something more useful with water and electrical outlets.
- More Parking
- Parking is important.
- permanent seating
- permanent seating for concerts
- Permanent seating should have wide arms for picnic snacks.
- Rear audio speakers and lighting for concerts and other performances
- Remember, it is a park. Keep it open, natural, uncluttered. Don't keep adding "things" or the essence of this little jewel will be lost.
- remove illegal roads and parking
- Resurface walkways
- Signage - there is some cool info on this park - aren't there older photos that could help tell the story with some brief written text. People would really like that - at least my family does, including my children.
- Speakers to hear band music on the back lawn
- Stable and appropriate size/comfort for sitting for 1 1/2 hours
- The current concert benches are painful, replace please



# Appendix B: Alternative Concepts

Using the site analysis as a guide, multiple improvement alternatives were explored for Central Park. Three distinctly different alternative concepts were developed based on an analysis of existing conditions, input from key stakeholders and the general public, and coordination with City of Naperville and Naperville Park District representatives. In addition to the three overall concept alternatives, a number of common elements are identified that should be improved regardless of which concept is selected.

## Common Elements

Certain common elements have been included in each of the alternative concepts in different ways. However, in most cases, treatments of common elements are interchangeable between concepts. The following common elements should be considered regardless of the selected concept.

- Character consistent with history, downtown Naperville, Riverwalk style
- ADA accessibility throughout, improved materials for sidewalks
- Improve landscape – thin out understory plants and poor quality trees to improve views; maintain good quality mature trees and screening of parking
- Provide utility, lighting, and storm water management improvements as appropriate based on the preferred concept
- Provide improvements to the concert seating, including more permanent ADA solutions
- Preserve all monuments and memorials within Central Park
- Preserve playground
- Consider a more long term restroom solution
- Include environmentally sensitive solutions where possible
- Include consistent site furnishings throughout
- Include opportunities for parking areas to be utilized for programmable space (Fine Arts Festival, Jazz Festival, etc.)
- Improve signage and way finding throughout

## Parking and Circulation Configuration Options

In addition to the common elements, there are a number of different ways that parking and circulation can be improved that are somewhat independent from the alternative concepts. A number of ideas were considered as illustrated on page 32.

## Concert Center Seating Options

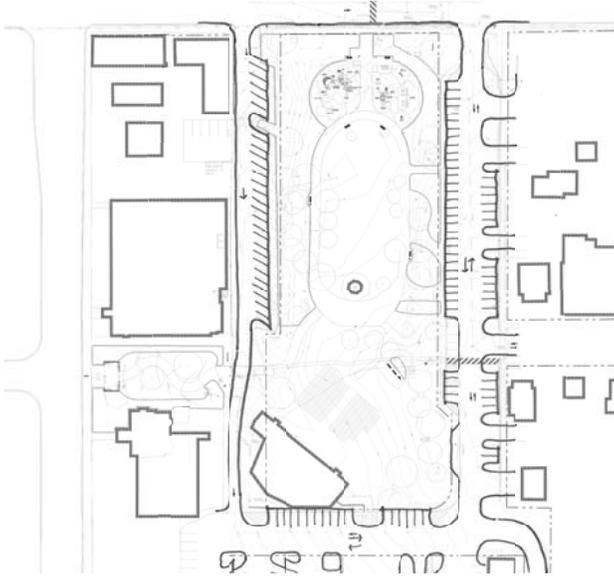
Similarly, the concert center seating options were considered independent from the alternative concepts. The options are illustrated on page 33.

## Restroom Facility Options

Stakeholders agree that it is important to provide restrooms in Central Park. In 2007 the City of Naperville explored multiple options for providing restroom facilities and decided to move forward with portable restrooms. The portable restrooms were used with success in 2008 and the recommendation is to continue to use them in the near future. However, other options were discussed during the master plan process as illustrated on page 34.

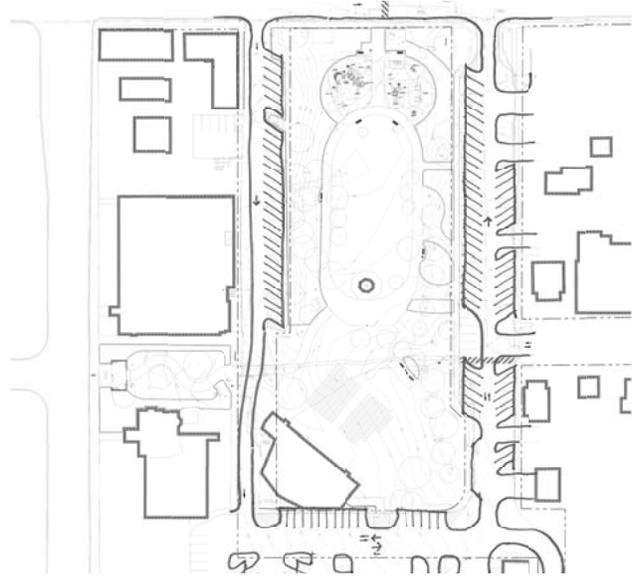
Currently Central Park Road is one-way south and Court Place is two-way, with 104 parking spaces provided. Central Park Road is wider than necessary for one-way circulation and can be reduced in width. The consensus recommendation is to advance Option 2 with angled parking for easy access while still maximizing the number of spaces, including traffic calming through

corner bump-outs and crosswalk neck-downs. Changing Court Place to one-way north will also allow for the reduction of the overall pavement width and circulation will be simplified by creating a one-way loop around Central Park.



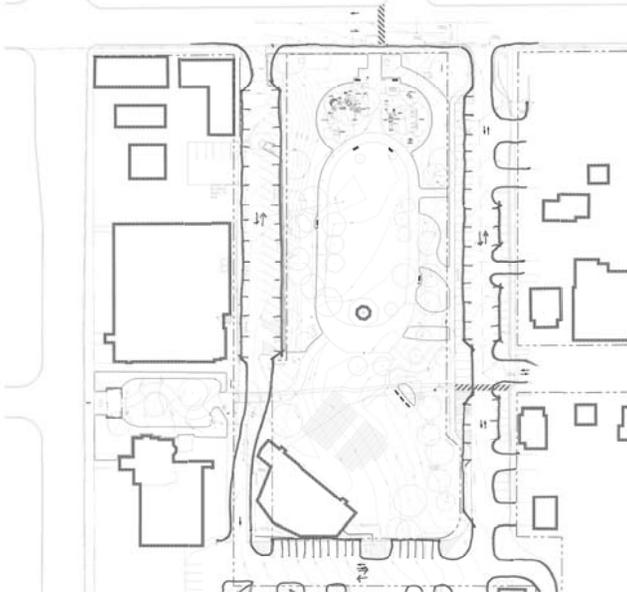
**Option 1**

- Preserve existing vehicular circulation
- Add bumpouts where possible
- 94 parking spaces
  - 6 ADA spaces
  - 88 standard spaces



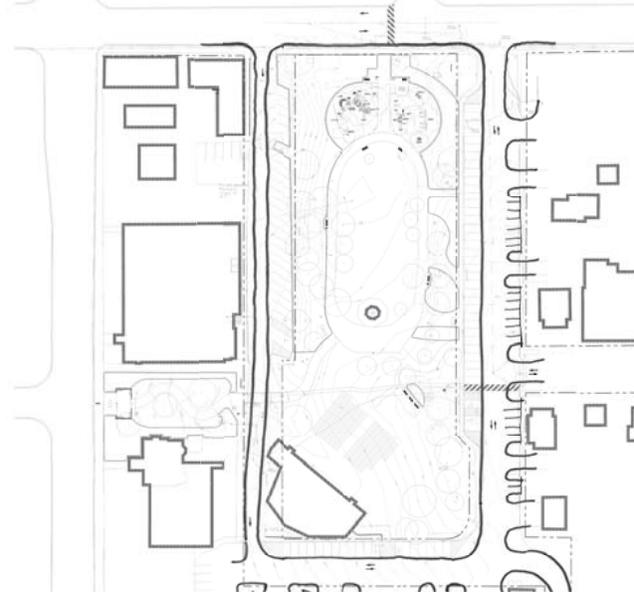
**Option 2**

- Modify circulation to one-way
- Switch to angle parking
- 93 parking spaces
  - 6 ADA spaces
  - 87 standard spaces



**Option 3**

- Modify circulation to two-way
- Switch to parallel parking
- 62 parking spaces
  - 6 ADA spaces
  - 56 standard spaces



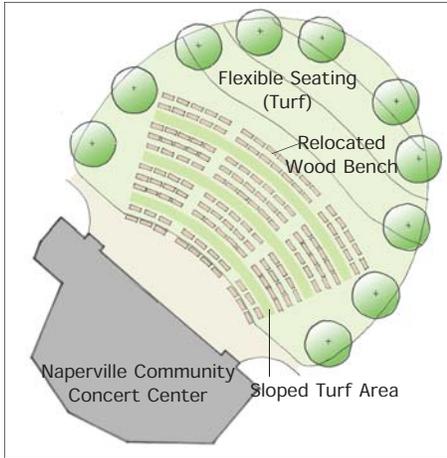
**Option 4**

- Preserve existing circulation
- Remove parking adjacent to park
- 15 parking spaces
  - 6 ADA spaces
  - 9 standard spaces

# Concert Center Seating Options

Three distinct alternatives for concert center seating were considered as part of the planning process (illustrated below). Based on feedback received, the majority of stakeholders agreed that providing curbed terracing for the seating area based on Option 2 would

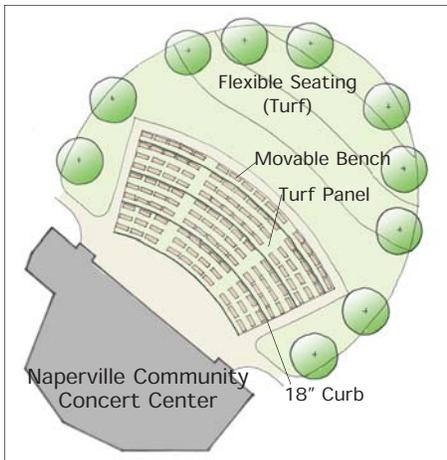
provide the best balance between flexibility and a more comfortable environment. New movable seating was suggested in place of the existing wooden benches.



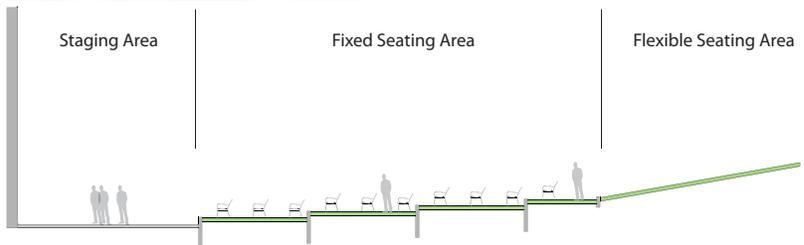
- Seats 280-500
- Utilize existing wood benches
- All turf
- Flexible seating opportunities behind terraced areas



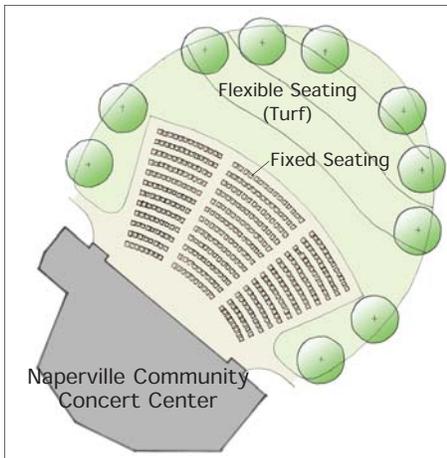
**Option 1 - Terraced Turf Seating**



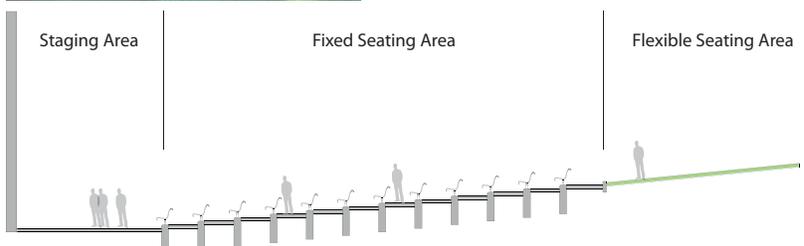
- Seats 260-520
- Movable benches (Existing or new)
- Curbing creates terraces
- Flexible opportunities behind terraced areas



**Option 2 - Concrete Terrace Seating**



- Seats 400
- Fixed mounting
- Metal sets mounted to concrete bands
- 6' of grade change from the first row to the last
- Flexible seating opportunities behind fixed seating

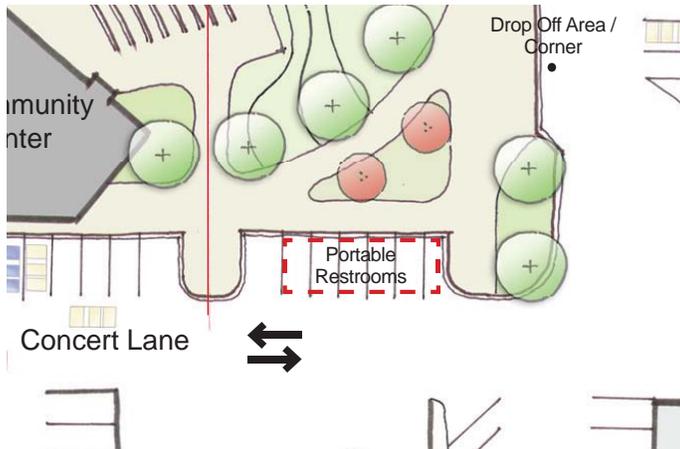


**Option 3 - Permanent Seating**

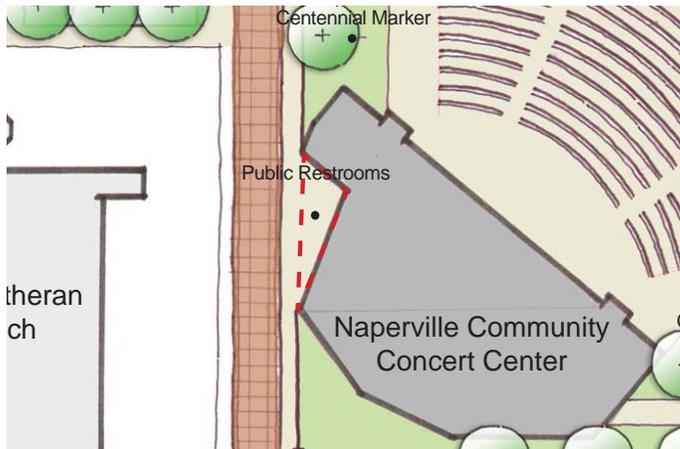
Page: 272 - Agenda Item: J.1.  
**Restroom Facility Options**

Through discussions with stakeholders it was agreed that the existing portable restroom facilities are adequate for the near future, although a more appropriate location may be explored to reduce the amount of disruption during performances.

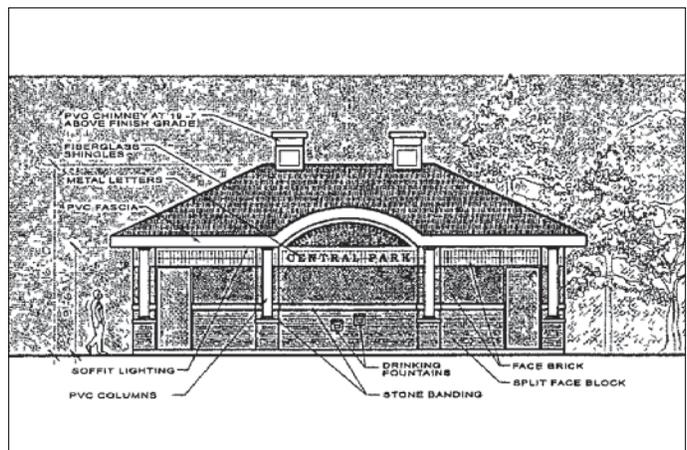
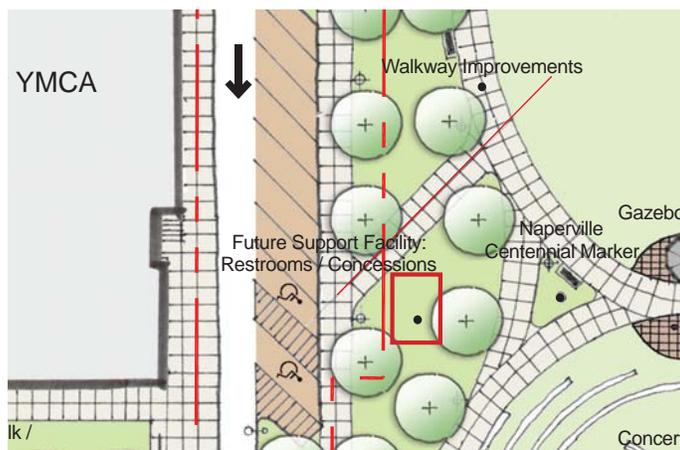
Adding restrooms to the Community Concert Center building was discussed and dismissed because of the concern of disruption during performances and the limited space available. Constructing a free-standing restroom support facility was well received as a potential long-term solution.



**Option 1 - Existing Portable Restrooms**

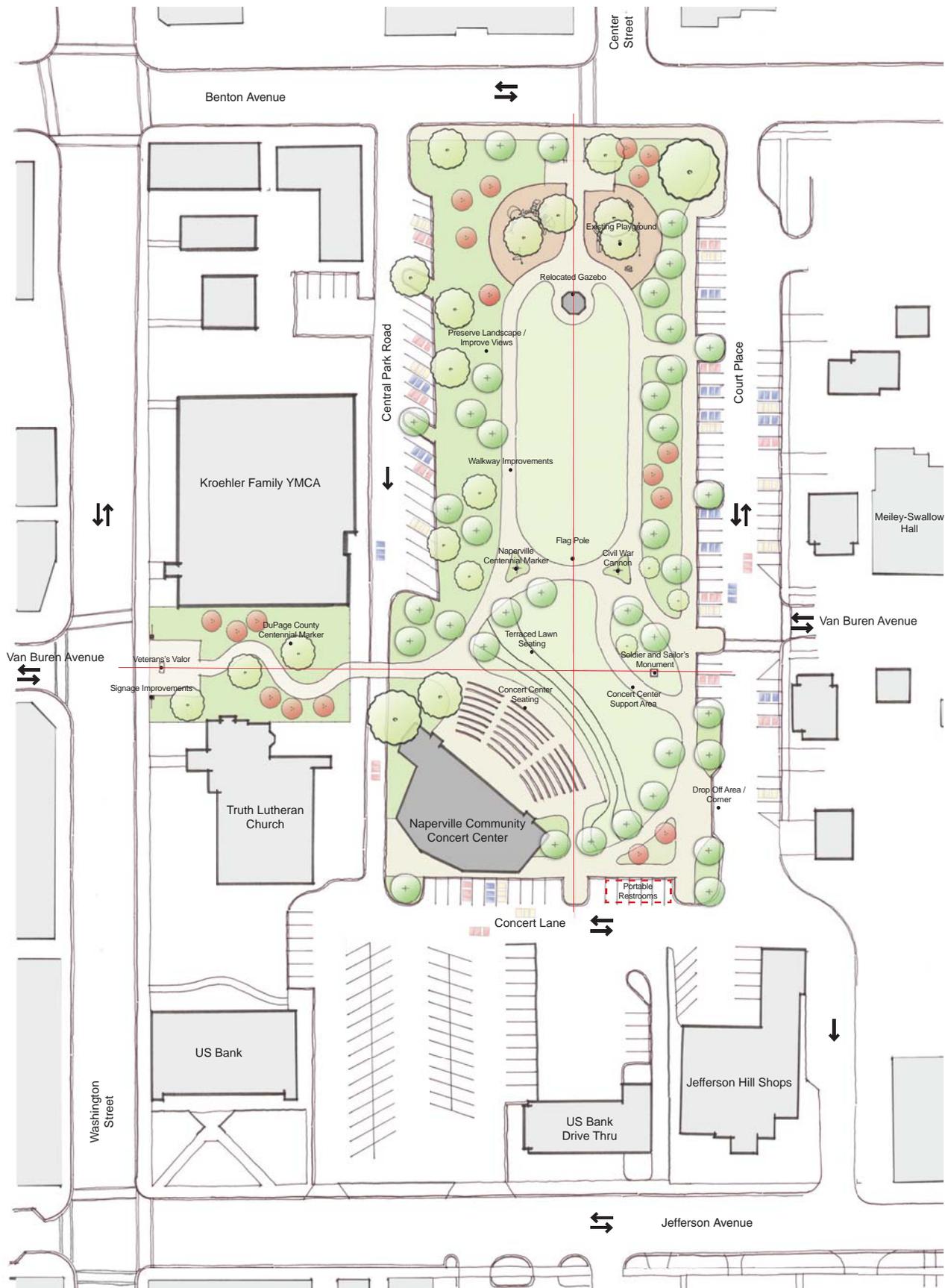


**Option 2 - Community Concert Center Addition**



**Option 3 - Stand Alone Support Facility**

Concept 1: "A Better Central Park"	Key Items
<p>Focus improvements on items that will make Central Park a better downtown open space and concert venue with limited impact to the existing infrastructure. Incorporate improvements specifically as identified by stakeholders. Materials, furnishings, and amenities are improved to create a more comfortable and appropriate environment consistent with the Naperville image.</p>	<p>Fixed ADA accessible concert center seating with lawn seating beyond</p> <p>Better organized walkways with upgraded materials</p> <p>Relocated gazebo to north end of park near playground</p> <p>Corner bump-outs and drop offs added without significant impact to existing parking</p> <p>Landscape improvements to create better views and to simplify maintenance</p>
Concept 2: "Central Park Green"	Key Items
<p>Consider all of the public space including the surrounding roadways in the redesign of Central Park to increase the amount of green space and shift the emphasis from vehicular uses to pedestrian uses. Create a curvilinear design that suggests an organic natural setting. Emphasize environmental sensitivity and "green" initiatives with material, furnishing, and amenity improvements.</p>	<p>Redesign of Court Place to be a curvilinear park road (maintaining majority of parking)</p> <p>Use of alternative materials on roadways and parking areas such as permeable paving to shift the emphasis of the area from vehicular to pedestrian</p> <p>New concert center support structure replacing gazebo that will accommodate sound stage, ADA viewing, potential restrooms</p> <p>Trees and landscape to emphasize curvilinear, natural design</p>
Concept 3: "Historic Central Park"	Key Items
<p>Return Central Park to the way it was historically configured. Reduce the parking around the Park while maintaining necessary vehicular access (based on available historic information). Create a Class A performance space suitable for a wide variety of programmed events. Upgrade the park gazebo in the spirit of the Central Park historic band stand. Utilize alternative materials for surrounding roadways to downplay the vehicular uses and emphasize the historic significance of Central Park through the design and selection of materials, furnishings, and amenities.</p>	<p>Elimination of parking around Central Park (maintain parking on east side of Court Place to serve adjacent properties)</p> <p>Add support elements to create a Class A concert center (seating, technology, restrooms, etc.)</p> <p>Trees and landscape to enhance historical design alignment</p> <p>Realignment of walkways to maximize greenspace</p>



**Concept 1: "A Better Central Park"**



Concept 2: "Central Park Green"



**Concept 3: "Historic Central Park"**

**Summary of Comments Received from the Naperville Park Board  
at their May 28, 2009 workshop in reference to the Central Park Master Plan**

*\*Please note: the comments listed below are subject to final review and approval by the Naperville Park Board at their June 11, 2009 meeting and are subject to change. Staff's responses to the comments are provided as Attachment 3.*

- Commissioners Young and Ory requested clarification about the public survey. Was the survey anonymous? Who was able to fill the survey out?
- Commissioner Schaffner requested clarification about the public restrooms proposed in the plan.
  - Commissioners Hart, Reilly, Schaffner, and Ory expressed their concern that the 5-10 year installation time frame for the permanent restroom facilities, as recommended in the plan, needs to be reduced. Board members indicated that the restroom installation should occur in the short term, within the next 1-2 years.
  - Commissioner Ory questioned why the proposed signage improvements would be slated to occur before the installation of permanent restroom facilities.
- Commissioner Reilly requested clarification regarding the proposed location of bike racks.
- Commissioner Reilly requested clarification regarding the percentage of green space expansion proposed in the master plan. A board member also requested information regarding how the new green space will be utilized and where it was located within the park.
- Commissioner Todd requested additional information about how maintenance costs would be addressed.
  - Commissioner Todd indicated that the Park District will continue to fund maintenance costs within the park (at least at the level funded today), but will not fund capital improvements. Board members also inquired as to whether maintenance costs in excess of what is paid by the Park District today (based on recommended improvements) will be subsidized by the City.
  - Board members noted the need for a new intergovernmental agreement between the City and the Park District for Central Park pending the approval of the Master Plan.
- Commissioner Todd requested clarification regarding the proposed movable benches.
  - Commissioner Todd requested clarification regarding the need for movable benches/flexible seating.
  - Commissioner Todd requested clarification regarding the Park District's current use of the benches and whether the existing benches are moved today (and by who).

**ATTACHMENT 2**

- Commissioner Todd indicated concern regarding the maintenance costs associated with the movable benches (i.e., moving benches to mow turf grass in seating area).
  - Commissioner Todd inquired if there is an option that requires less maintenance, such as gravel. If not, Commissioner Schaffner inquired if the City will reimburse the Park District for the inconvenience related to maintaining the turf area.
  - Commissioner Todd indicated that if the seating surface does not require maintenance, then the Park District does not have concerns with the movable bench proposal.
  - Commissioner Ory questioned whether the City would provide reimbursement to the Park District for maintenance costs attributed to City events, such as community concerts.
  - Commissioner Reilly questioned how the site will will remain flexible with terraced seating.
- Commissioner Young requested clarification about who maintains the roadways around Central Park.
  - Commissioner Reilly inquired as to whether both Court Place and Central Park Road could be one-way south to assist in traffic flow.
  - Board members requested clarification regarding the proposed parking around Central Park.
    - Commissioner Young suggested that all parking around Central Park be ADA accessible.
    - Commissioner Ory requested clarification regarding whether the Central Parking Facility could accommodate parking for all concert attendees.
    - Commissioner Reilly requested clarification regarding the number of parking spaces removed through the proposed plan.
    - Commissioner Reilly stated a desire that parking along Court Place be orientated such that concert attendees could sit in their cars and still be able to view the concert. Commissioner Todd noted that the proposed parking may be more efficient, but that it doesn't enhance the park in its current configuration.
  - Commissioner Reilly inquired as to whether bus drop off areas were included on the plan.

**City Staff's Responses to the Summary of Comments Received from the Naperville Park Board at their May 28, 2009 workshop in reference to the Central Park Master Plan**

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*Public Input Survey*

The survey was anonymous and available on the city's website (paper copies were also available) during October 2008. 163 surveys were collected.

*Portable Restrooms*

In the original draft, the restrooms were proposed as a long-term improvement (more than 10 years). Based upon Park Board comments, staff further evaluated the restroom issue. For reference, a temporary solution in the form of the portable restrooms was purchased last year for \$35,500 (including installation). The life cycle for the portable restrooms is approximately 7 to 10 years. Provided that funding is available, the permanent restrooms would be expected to be installed at such time that the current portable facilities are no longer functional. Recognizing the life cycle of the portable restrooms, as well as the comments received from the Park Board on this item, staff reclassified the installation of permanent restrooms as a mid-term improvement (5 to 10 years) in the Master Plan (please refer to page 22).

*Bicycle Racks*

Bicycle racks are proposed to be located at each of the pedestrian entrances.

*Increase in Open Space*

The plan increases open space within Central Park by 14%; expanding the park to the east and west allows for the internal sidewalk to be modified to allow a larger center green.

*Maintenance Agreements*

Following approval of the plan, a thorough review of the life-long maintenance costs should be completed, along with a clear accounting of the expectations and responsibilities of each agency moving forward. As such, staff is requesting that the City Council direct staff to work with the Park District to draft a new intergovernmental agreement to delineate the responsibilities of each agency in reference to Central Park, including maintenance, subject to review and approval by the City Council and Naperville Park District Board at a future date.

*Concert Seating*

Three distinct alternatives for concert seating were considered as part of the planning process (terraced turf seating, concrete terrace seating, and permanent seating). Based on feedback received, the majority of public input, and staff's analysis of the options, staff from the City

**ATTACHMENT 3**

and Naperville Park District, as well as DAC, agreed that providing curbed terracing for the seating area would provide the best balance between flexibility and a more comfortable environment. Using a surface that requires potentially less maintenance, such as gravel, will increase the total detention volume required in comparison to turf, will result in a less attractive and less comfortable seating area, and will make the construction of the seating more expensive. It should be noted that the current concert center seating area presents similar maintenance needs today; the proposed seating layout will actually reduce the amount of grass to cut and maintain than exists today because of the inclusion of the curbed terraces and sidewalks.

*Roadway Maintenance*

The city is responsible for the maintenance of the roadways around Central Park.

*Roadway Circulation*

Several different options were looked at in regards to the circulation around the park. It is staff's recommendation that the modified circulation, as proposed in the plan, will allow more orderly access vehicular access and discharge during high occupancy events.

*Parking Configuration*

Staff continues to recommend the proposed parking configuration depicted in the master plan. The existing parking and drive aisles were reconfigured to increase "green space" with a minimum removal of the existing parking supply in order to continue to serve park users. The recommended parking layout is consistent with the majority of the public input collected through the survey (62%) that indicated that removing parking directly adjacent to the park to add more green area was not an important improvement to the park.

*Drop Off Area*

A bus drop off area is included southeast of the community concert center on Concert Lane.



# Naperville

## CITY COUNCIL AGENDA ITEM

**SUBJECT:** Sister Cities Commission SECA Application

**TYPE OF VOTE:** Simple Majority

**ACTION REQUESTED:**

Approve \$10,000 in Fiscal Year 2010 SECA funds for a Nitra, Slovakia delegation visit to Naperville.

**BOARD/COMMISSION REVIEW:**

Due to the time-sensitive nature of this project, the Advisory Cultural Commission has not reviewed this application. The Commission will review the application on June 10. Staff will provide a summary of the Commission's discussion in the June 12, 2009 Supplemental Information.

**COUNCIL ACTION PREVIOUSLY TAKEN:**

Date	Item No.	Action
April 8, 2009	M2b	Approval of SECA Funds
June 2, 2009	I14	Tabled until June 16, 2009

**DEPARTMENT:** CMO

**SUBMITTED BY:** Katie Wernberg, Community Grants Coordinator and  
Cheryl Johnson, Staff Liaison to the Sister Cities Commission

**FISCAL IMPACT:**

\$10,000 additional allocation in the SECA Fund out of the remaining \$34,627 of unallocated funds.

**BACKGROUND:**

On April 8, the City Council approved \$2,865,373 in Special Events and Cultural Amenities (SECA) funds for seventy-eight (78) projects representing a diverse selection of art disciplines and events embodying the heritage of Naperville.

The Sister Cities Commission was established in 1993 for the purpose of creating greater understanding and fostering a lasting friendship between the people of Naperville and its Sister City, Nitra, Slovakia.

Mayor Pradel describes the sister city relationship as follows: There is a mutual understanding between Naperville and Nitra; the visiting delegation pays for their airfare whereas the host city pays for the visitors' food, transportation, and lodging. Mayor Pradel has visited Nitra, Slovakia five (5) times with a delegation. During each visit, Nitra paid for the food, transportation, and lodging for the entire Naperville group.

**DISCUSSION:**

According to the SECA Policy and Procedures, projects submitted outside of application timeline must submit a full application and demonstrate that they could not reasonably participate in the official application process. The Sister Cities commission submitted a full application (attached) on May 22, 2009. The Commission has also indicated that they could not reasonably participate in the official application process because they were notified by Jozef Dvonc, the Mayor of Nitra, Slovakia, on May 15, 2009 that he would like to visit Naperville with nine other Slovakian representatives this summer to further develop cooperation and friendship between the two sister cities.

The requested SECA funds would be used to provide hotel accommodations, entertainment and food for one week to the Mayor, Deputy Mayor, two university heads, Slovakian municipal police staff and community leaders from evangelical and apostolic churches.

The SECA fund currently has \$34,627 in Fiscal Year 2010 funds that have not been allocated.

**RECOMMENDATION:**

Approve \$10,000 in Fiscal Year 2010 SECA funds for a Nitra, Slovakia delegation visit to Naperville.

**ATTACHMENTS:**

1. Sister Cities SECA Application

Date: Date of Signature

Subject: Nitra Delegation Visit

To: Mayor A. George Pradel & City Council

Dear Mayor & City Council:

Mayor Pradel recently received a letter from Josef Dvonc, the Mayor of Nitra requesting that we receive a ten-member delegation this summer. Attached is a copy of his April 27, 2009 letter. We, of course, would like to honor his request to continue our long-standing relationship with our Sister City.

We recently hosted the Zobor Folk Ensemble on relatively short notice. Sister Cities Commissioners did an outstanding job of coordinating transportation, a walking tour, facility requirements, and dinner arrangements. The performance was attended by over 100 residents and deemed a great success.

The Nitra delegation visit gives us another challenge with respect to logistics and finances. Sister Cities budget for this year is \$5,750 which is less than one half of previous years. The last time a Nitra Delegation visited us it was for our 175<sup>th</sup> Anniversary. Fortunately, we had enough advance notice and we applied and were granted \$7,000 in SECA funding.

In order to honor Mayor Dvonc's request, we will need funding equivalent to \$10,000 for overnight accommodations, transportation, luncheons & dinners as well as incidental expenses. The delegation is larger than we have previously experienced, hence the anticipated increase in expense. We will attempt to keep expenses down to bare minimum and will not exceed our funding request.

Please note that we have been good financial stewards in the past and turned back monies from our most recent Nitra Night SECA award. Katie Wernberg can attest to this. If any FY 2010 SECA funds are still available, we will use them wisely for this delegation visit.

We have already begun planning for the visit and have a Project Team identified to work on a one week itinerary. Some of the activities planned are as follows:

- A tour of North Central College and Naper Settlement
- A trolley ride pointing out our city's most notable attractions
- A one day trip to downtown Chicago to include Navy Pier
- Lunch or dinner at Meson Sebika, Maggianos and Dolce Amore
- Visits to Our Savior Lutheran and Evangelical Free Churches
- An audience with the Mayor and City Council
- A tour of the Police Department and our new Public Works Facility

We need your support as well as funding for the delegation visit. The Sister Cities Commissioners will work diligently to make our Nitra delegates feel at home. Please let us know as soon as possible regarding SECA funding and your concurrence to move forward with our plans.

Respectfully yours,

Lawrence Konecny, Jr.  
Co-Chair  
Sister Cities Commission

Richard J. Mikolajczyk  
Co-Chair  
Sister Cities Commission

Attachment: April 27, 2009 Letter



Jozef DVONČ

MAYOR  
CITY OF NITRA

RECEIVED

Nitra  
27 April 2009

MAY 15 2009

MAYOR'S OFFICE  
NAPERVILLE, IL

Dear Mr. Pradel,

*It is my sincere hope that this letter finds you in good health. Some years have passed since our last official visit. It is our priority to maintain a good relationship with our sister city Naperville, and thus we have considered sending a group of delegates headed by my deputy Mr. Balaz.*

*I truly hope it would be possible to arrange it this upcoming summer. Apart from my deputy also leaders from our two universities, the municipal police, and representatives of the evangelic and apostolic churches would be very much interested in visiting your charming city. Overall, then, our official delegation would consist of ten representatives.*

*I hope this visit will be one further step in the development of our successful cooperation and, I dare to say, friendship that started sixteen years ago.*

*I am looking forward to your prompt reply.*

*Best regards,*

George Pradel  
Mayor  
City of Naperville  
400 S. Eagle Street  
60540 Naperville, Illinois  
U.S.A.

**2009 - 2010 Special Events & Cultural Amenities APPLICATION FORM**

**Applicant:** Sister Cities Commission

**Name of Project:** Official Nitra Delegation Visit

**Contact Person:** Larry Konecny **Title:** Sister Cities Commission Co-Chair

**Address: Street:** 400 S. Eagle St.

**City:** Naperville **State:** IL **Zip:** 60540

**Telephone/Ext:** 713-294-8240 **Fax:**

**E-mail Address:** [lawrencekonecny@gmail.com](mailto:lawrencekonecny@gmail.com)

**Federal Employer Identification Number:**

<b>Total cost of project:</b>	\$ 10,000
<b>Cost of City Services requested in this application (if applicable):</b>	\$
<b>Cost of capital funding requested in this application (if applicable):</b>	\$
<b>Total funding Requested in this application:</b>	\$ 10,000
<b>Percent of project cost being requested:</b>	100 %
<b>Number of anticipated attendance / volunteers:</b>	10 /15
<b>If applying for more than one project please rank by priority:</b>	<b>Priority</b> of

**Project Abstract** In the space below, briefly describe the activity for which you are requesting funds. If this application combines more than one project, please clearly delineate the projects.

Our Sister City, Nitra, Slovakia, is sending an official delegation to visit Naperville. The visit will be this summer. In the past, it is the hosting cities responsibility to entertain the delegation. We will be hosting a delegation of ten people for a week. The group will consist of Deputy Mayor Balaz, leaders from two universities, municipal police and representatives from evangelic and apostolic churches. We will need to provide hotel accomodations and entertainment/food for the week. Because we just received the request for a visit, we have not yet developed a concrete itinerary. The last visit was for the 175<sup>th</sup> celebration. We spent \$1000 per person.

The goal for the visit to expand our relationship with our Sister City, Nitra. It is a wonderful oppotunity to showcase our wonderful city.

**Certification:** The undersigned certifies that to the best of his or her knowledge and belief, data in this application and its attachments are true and correct, the document has been duly authorized by the governing body of the organization, and the organization will comply with all regulations and guidelines applicable to the City of Naperville's Special Events and Cultural Amenities Fund as applicable. The applicant agrees that this application is a public document and is subject to the Freedom of Information Act.

**Printed Name:** Larry Konecny **Title:** Sister Cities Commission Co-Chair

**Authorized Signature:** \_\_\_\_\_ **Date:** \_\_\_\_\_

**PART 1: PROJECT PURPOSE**

**1.1 Organizational History:** Describe the organization, including:

- a. Brief history
- b. Mission statement
- c. Demonstrated ability to carry out the project.

The purpose of this 15-member commission is to foster international understanding and friendship by forging personal links through city-to-city affiliations. By exchanges ideas and experiences with Sister City, Nitra, Slovakia, the two cities strive to strengthen culture, business, government and environment.

The goals of the Naperville-Nitra Sister Cities Program include:

- Creating opportunities for cultural exploration;
- Providing economic development and trade opportunities;
- Opening a dialogue that addresses mutual issues including culture, technology, government, business, medicine, environment, and education.

From the City of Naperville's Sister City website.

**1.2 Project Description:** Provide the details regarding the event or project, including:

- a. Description of the project
- b. A timeline

We would be hosting the delegation for a week. We would provide hotel, entertainment, tours and dining. We do not have an official itinerary. However, we would visit most of Naperville's attractions. We would also want to our some local colleges and municipal centers. Meals would need to be provided for the delegation. In the past, some of the local churches have hosted the delegation for the evening.

**1.3 Project Objectives and Evaluation:** Explain

- a. The measurable objectives of the project
- b. How those objectives relate to the mission of the SECA Fund
- c. How will these objectives be tracked and evaluated

- a. We will provide an opportunity for the leaders of Naperville and Nitra to share best practices. Visits will include local schools, municipal facilities and places of worship.
- b. A direct link from Naperville to Nitra is beneficial when it comes to sharing other cultures and ours. Recently, we hosted a song and dance group from Nitra at City Hall. These events are made possible by the relationships we develop with the leaders of Nitra.
- c. As we move forward, we will see an increase in correspondence between Nitra and Naperville. The more contacts we develop, the better of an opportunity we have to share our cultures.

**1.4 Location:** Provide the location of your event or project. If a location has not yet been secured list the venues which are being considered.

Venues we have currently identified are Maggiano's, Dolce Amore, Rivas, Giordanos, Meson Sabika, Café Buonara, Our Savior Lutheran Church, North Central College, Riverwalk, Evangelical Free Church, Naper Settlement, Downtown Chicago, Naperville Police Station, Key Western, Dupage Children's Museum, Downtown Naperville, Meeting with the Chamber of Commerce.

## **PART 2: COMMUNITY IMPACT**

**2.1 Number of years the organization has been in existence:**

**2.2 Number of years the project has been in existence:**

**2.3 Organizational Objectives and Evaluation:** Explain

- a. The measurable objectives of the organization
- b. How will these objectives be tracked and evaluated

The city of Naperville has had a partnership with the city of Nitra since 1983. We do not have delegation visits on a regular basis. Our last visit was for the 175<sup>th</sup> Anniversary. The Sister Cities Commission works to provide the city of Naperville with opportunities to share our culture with others, as well as learn from other cultures around the world. Recently, we have hosted the Zobor Folk Ensemble group from Nitra. We were able to provide a free event to anyone interested in coming. We had a turnout of over 100 people. We have also hosted a young artist competition that included over forty entries from the local high schools. Finally, we are proud to announce that we will be bringing our first foreign exchange student from Nitra to Naperville in the 2009-2010 school year. We would not be able to succeed with these programs if we were not furthering our relationship with the leaders of Nitra.

**2.4 Type of Project:** According to the type of project, complete one of the following:

- New/Start-up Projects (First 1-3 years of the project)

**Milestones and Timetables:** Describe milestones that will mark progress in implementing the project

and provide a timetable for the completion of each milestone.

Ongoing / Continual Projects

**Funding:** Will the funding requested be used to replace another funding source? Yes  No

**Sustainability:** Assess the long-term sustainability of the project.

No

**2.5 Cultural / Ethnic Outreach:** Briefly describe the strategies used to outreach to persons of different racial or cultural backgrounds.

The reason we have a sister city is to increase a cultural awareness. We have provided many events in the past years that have been focused on cultural and ethnic outreach.

**2.6 Accommodations:** Briefly describe the scope of accommodations made for people with disabilities.

All of the planned venues for visiting are public places. We would assume that these locations are in compliance with the American with Disabilites Act of 1990.

**2.7 Community-Wide Benefit:** Describe

- a. Plan to advertise/market the project to the community
- b. Target audience
- c. Economic benefit to local businesses and the community

We will provided press releases and utilize the City's media outlets to raise awareness of the event.

**2.8 Leveraging of Resources:** Describe support the applicant receives from community groups, businesses and volunteers.

Most of the volunteer work is done by the members of the commission. We will attempt to leverage any local establishment for donations of service.

**2.9 Collaboration:** Describe any collaborative arrangements that have been developed with other organizations to implement the project.

Currently, the commission is the only group working on the visit.

**PART 3: SOUND ADMINISTRATION**

**3.1 BUDGET**

<b>Project Income</b>	<b>Cash Income (A)</b>	<b>In-Kind Goods/Services (B)</b>
Admission Fees/Sales	\$	\$
Advertising Revenue	\$	\$
Corporate Contributions	\$	\$
Other Private Contributions	\$	\$
Governmental Support <i>(Please Specify)</i>	\$	\$
	\$	\$
Other Revenue <i>(Please Specify)</i>	\$	\$
	\$	\$
	\$	\$
	\$	\$
	\$	\$
	\$	\$
	\$	\$
	\$	\$
Applicant Cash <i>(organization savings to fund project if applicable)</i>	\$	\$
<b>Total Cash Income (A)</b>	<b>\$</b>	
<b>Total In-Kind Goods/Services (B)</b>		<b>\$</b>
<b>Total W/Out Culture Fund Grant (A+B)</b>	<b>\$</b>	
<b>Requested Culture Fund Grant Amount</b>	<b>\$</b>	
<b>Total Income with Culture Fund Grant</b>	<b>\$0</b>	
<i>(add two lines directly above)</i>		



NA

Documentation: Attachment \_\_\_\_\_ on Page \_\_\_\_\_

**3.3 DESCRIPTION OF REVENUES**

FEDERAL, STATE, PRIVATE DONATIONS AND MISCELLANEOUS FUNDS			
Source of funds and description of terms	Last Year's Revenue	Source of funds and description of terms	This Year's Projected Revenue
<b>Private/Miscellaneous Subtotal:</b>		<b>Private/Miscellaneous Subtotal:</b>	
<b>Total:</b>			

**Documentation:** The source of the above information is in Attachment \_\_\_\_\_ on Page \_\_\_\_\_

**3.4 Description of In-Kind Contributions**

ANTICIPATED IN-KIND CONTRIBUTIONS		
Type of Contribution	Value per Unit	Total Value
<b>TOTAL</b>		

**3.5 Description of SECA request:** Provide detail of how the requested SECA funds will be used.

DETAILED EXPENSES OF SPECIFIC PROJECT FUNDED IN PART WITH SECA FUNDS		
	Current Year Budget	SECA Request
<b>Project Costs:</b>		
<i>Example: Full-Time Artistic Staff - Salary</i>	30,222	\$15,000
<i>Marketing Materials</i>	6,812	\$5,000
<b>Total Project Costs:</b>		

Use the space below for any written explanation of the numbers on the table you would like to provide:

**The funds will be used to provide transportation, lodging and meals/entertainment for the delegation.**

**Documentation:** The source of the above information is in Attachment \_\_\_\_\_ on Page \_\_\_\_\_

**3.6 Rent to Taxing Body:** To what, if any, taxing body does the organization pay rent?

**NA**

**3.7 Longevity of Capital Purchase:** If SECA funds will be used for a capital purchase, indicate the expected life of the item.

NA

**3.8 Partial Funding:** Describe

- a. What would happen to the project if it did *not* receive SECA funds?
- b. How would partial funding affect the scope or scale of the project?
- c. Is there a funding level at which you cannot carry out the project?

**The Commission does not have the funds available for the visit. Currently, we would have no other source of funding. We have received a much shorter notice than we typically would anticipate.**

**3.9 Administration:**

- a. Who is responsible for the management of the project? List capabilities.
- b. If SECA funds are requested for personnel, describe position and the sustainability of this position?

**The Sister Cities Commission would be responsible for the use of the funds.**

Documentation: Attachment \_\_\_\_\_ on Page \_\_\_\_\_

**3.10 Nonprofit Status:** Attach a copy of your 501(c)(3) status.

Documentation: Attachment \_\_\_\_\_ On Page \_\_\_\_\_

**3.11 Financial Documents:** Attach a copy of the most recently completed agency audit and Federal Form 990. If these documents are not available, describe why they are not available.

Documentation: Attachment \_\_\_\_\_ On Page \_\_\_\_\_

**3.12 Governing Body Authorization:** A resolution or written endorsement by your governing body authorizing this application

Documentation: Attachment \_\_\_\_\_ on Page \_\_\_\_\_

**3.13 Permits:** Indicate what permits, clearances, insurance, and/or event authorization is required for the project and how those will be attained.

Documentation: Attachment \_\_\_\_\_ on Page \_\_\_\_\_

**ADDITIONAL INFORMATION**

Please use this space, if a category is not provided for a specific piece of information that you would like to include.

I have attached two letters. One is from the Sister Cities Co-Chairs. The other is the formal request of the visit from Mayor Josef Dvonc.





# Naperville

## CITY COUNCIL AGENDA ITEM

**SUBJECT:** Recommend Award of Bid 09-181, Maplebrook Sound Wall Construction

**TYPE OF VOTE:** Simple Majority

**ACTION REQUESTED:**

Approve award of Bid 09-181, Maplebrook Sound Wall Construction, to McHugh Construction Co. for the amount of \$3,531,750 plus a 3% contingency.

**BOARD/COMMISSION REVIEW:**

N/A

**COUNCIL ACTION PREVIOUSLY TAKEN:**

Date of Action	Item No.	Action
6/1/04	H1	Approved an 8' visual barrier for the full perimeter of Maplebrook I and directed staff to discuss a wall with Maplebrook II.
6/7/05	K2	Approved a 12' sound wall with T-top.
2/17/09	J1	Approved inclusion of 14' high and 16' high wall sections.

**DEPARTMENT:** Transportation, Engineering and Development Business Group  
Procurement Services Team

**SUBMITTED BY:** Michael E. Bevis, Chief Procurement Officer

**FISCAL IMPACT:**

Budgeted Account: 301-4710-431-7089

FY09-FY11 Budgeted Amount: \$3,058,800

The additional funds needed for this project (\$472,950) will come from the estimated full year interest income the City will receive in FY10 relating to the prior bond issuance funds.

**BACKGROUND:**

In June 2005, the Naperville City Council directed staff to obtain bids for a 12' high sound wall for Washington Street and 75<sup>th</sup> Street as they abut the neighborhoods of Maplebrook 1 and

Maplebrook 2. In February 2009, the City Council amended their decision to include some 14' high and 16' high sections of wall in locations where the roadway is significantly higher than the base of the wall.

The City Council also indicated in 2005 that the installation of a horizontal T-top should be included if it can be installed for no more than \$400,000.

The approved FY10 CIP of \$3,058,800 for MB-103 Maplebrook Walls includes the installation of the wall and the T-top. In February, the City Council acknowledged that increasing the height of the walls would result in cost increases of about \$160,000, however the budget was not amended to include these additional costs. The higher walls are included in the current award and explains a significant portion of the costs in excess of the original budget.

**DISCUSSION:**

The bidding process for this item was developed as a two step process. All potential bidders were first required to provide a Statement of Experience at least one week prior to the bid opening to ensure that they had suitable experience with the installation of precast concrete wall units. Contractors that demonstrated suitable experience were approved by the city to submit a bid. Of the seven contractors that submitted a Statement of Experience, six were approved by the city to submit bids on this project.

**NOTIFICATION AND RESPONSE:**

Notices Sent: 531  
Planholders: 35  
Approved to submit bids: 6  
Bids Received: 4

<b>Company</b>	<b>Base Bid</b>	<b>Alternate 1</b>	<b>Alternate 2</b>
<i>Engineer's Estimate</i>	<i>\$2,847,500.00</i>	<i>\$3,235,500.00</i>	<i>\$3,109,500.00</i>
James McHugh Construction	\$3,336,750.00	\$3,531,750.00	\$3,831,750.00
Naperville Excavating	\$3,470,153.00	\$3,713,097.00	\$3,983,098.00
Lorig Construction	\$4,182,600.00	\$4,650,600.00	\$4,920,600.00
Herlihy Mid-Continent	\$4,431,700.00	\$4,865,950.00	\$4,865,950.00

Alternate bids were also requested to determine the additional cost associated with constructing a precast concrete T-top (Alternate 1) or a T-top constructed of an alternate material of the designer's choosing (Alternate 2). The precast concrete T-top was found to be the less expensive option and is preferred by staff due to the city's experience with the durability and maintenance requirements associated with precast concrete structures.

On June 1, 2009 Naperville Excavation submitted, by email, to the Procurement Specialist responsible for the procurement, a bid protest claiming certain errors in the apparent low bidders bid. See Attachment 4. The protest was reviewed by the Chief Procurement Officer, pursuant to

09-181, Maplebrook Sound Wall Construction

June 16, 2009

Page 3 of 3

the Naperville Procurement Code, and the low bidder's submittal was found to be sufficient and accepted. See Attachment 5.

Staff recommends that the contract be awarded to include Alternate 1 (Precast Concrete T-Top). The total cost for the project is the amount bid for Alternate 1 less the value of base bid Item #3 for post caps:  $\$3,561,750 - \$30,000 = \$3,531,750$ . The precast concrete T-tops will be installed instead of the post caps, for a total cost of  $\$3,336,750 + \$195,000 = \$3,531,750$ . (See attached bid tab).

**STATUS OF SANDPIPER EASEMENTS:**

Of the 97 homes that will benefit from the Sound Walls, there are twelve that require the City to acquire ten foot rear easements to allow a relocation of utilities in order to accommodate construction of the walls. Despite the City's standard perimeter easement for utilities, such routine easements were not recorded when these twelve properties were originally platted. The properties are located along Sandpiper Lane. The City has received executed easement agreements from eleven of the residents.

The one resident that has not yet executed an easement agreement is located at the corner at Clyde, where the wall was planned to terminate. This resident retained an attorney and staff has had extensive conversations and made site visits in efforts to obtain the required easement, however this resident has informed the City that he will not provide an easement. He believes the City can relocate utilities necessary to service his home under the sidewalk and an easement on his property is not required. However, the area he references cannot accommodate the utilities, the wall and the expanded street. Related correspondence is attached for reference. Since the City did not receive easements for this property, (1236), we are unable to construct the wall along the back of this residence and the wall will be constructed along those residents that have provided easements to accommodate their utilities, terminated at the north property line of 1240. Staff will negotiate a proportionate reduction in the price.

**RECOMMENDATION:**

Staff recommends award of Bid 09-181, CIP MB-103, Maplebrook Sound Walls Construction to James McHugh Construction Co. for an amount not to exceed \$3,531,750 plus a 3% contingency.

**ATTACHMENTS:**

1. Bid Tab
2. CIP Page
3. Wall Installation Location Map
4. June 1, 2009 Naperville Excavation Bid Protest
5. June 2, 2009 Bid Protest Opinion and Resolution
6. June 10, 2009 letter to Brand Bobosky

**CITY OF NAPERVILLE**

**BID TAB**

**Project: Maplebrook Sound Walls**  
**Bid No.: 09-181**

City of Naperville, Engineer's Estimate of cost for the installation of sound walls along the perimeter of Maplebrook I and Maplebrook II as they abut Washington Street and 75th Street.

**ESTIMATE OF COST**

(For complete information covering these items, see plans and specifications.)

No.	Items	Units	Quantity	Engineer's Estimate		James McHugh Construction		Naperville Excavating		Lorig Construction		Herlihy Mid-Continent	
				Unit Price	Item Value	Unit Price	Item Value	Unit Price	Item Value	Unit Price	Item Value	Unit Price	Item Value
<b>BASE BID</b>													
1	Utility Coordination	LS	1.000	\$5,000.000	\$5,000.000	\$200,000.000	\$200,000.000	\$60,000.000	\$60,000.000	\$20,000.000	\$20,000.000	\$50,000.000	\$50,000.000
2	Modular Concrete Wall	SF	113,000.000	\$24.500	\$2,768,500.000	\$25.500	\$2,881,500.000	\$27.780	\$3,139,140.000	\$35.200	\$3,977,600.000	\$36.750	\$4,152,750.000
3	Precast Concrete Post Caps	LS	1.000	\$8,000.000	\$8,000.000	\$30,000.000	\$30,000.000	\$163,263.000	\$163,263.000	\$70,000.000	\$70,000.000	\$75,000.000	\$75,000.000
4	Additional Precast Concrete Post	SF	250.000	\$40.000	\$10,000.000	\$45.000	\$11,250.000	\$91.000	\$22,750.000	\$60.000	\$15,000.000	\$105.000	\$26,250.000
5	Sidewalk Removal	SF	2,000.000	\$3.000	\$6,000.000	\$3.000	\$6,000.000	\$5.000	\$10,000.000	\$3.000	\$6,000.000	\$1.350	\$2,700.000
6	Portland Cement Concrete Sidewalk, 4 Inch	SF	2,000.000	\$5.000	\$10,000.000	\$6.000	\$12,000.000	\$7.500	\$15,000.000	\$6.000	\$12,000.000	\$6.000	\$12,000.000
7	Tree Trimming and Removal	LS	1.000	\$25,000.000	\$25,000.000	\$100,000.000	\$100,000.000	\$30,000.000	\$30,000.000	\$20,000.000	\$20,000.000	\$25,000.000	\$25,000.000
8	Demonstration Wall Removal	LS	1.000	\$5,000.000	\$5,000.000	\$20,000.000	\$20,000.000	\$5,000.000	\$5,000.000	\$12,000.000	\$12,000.000	\$13,000.000	\$13,000.000
9	Traffic Control and Protection - All Locations	LS	1.000	\$10,000.000	\$10,000.000	\$76,000.000	\$76,000.000	\$25,000.000	\$25,000.000	\$50,000.000	\$50,000.000	\$75,000.000	\$75,000.000
<b>ALTERNATE BIDS</b>													
A1	T-Top, Precast Concrete	LF	9,000.000	\$44.000	\$396,000.000	\$25.000	\$225,000.000	\$26.994	\$242,944.000	\$52.000	\$468,000.000	\$48.250	\$434,250.000
	<b>Alt 1 less Item #3:</b>				<b>\$3,235,500.000</b>		<b>\$3,531,750.000</b>		<b>\$3,549,834.000</b>		<b>\$4,580,600.000</b>		<b>\$4,790,950.000</b>
	T-Top, Alternate Material	LF	9,000.000	\$30.000	\$270,000.000	\$55.000	\$495,000.000	\$56.994	\$512,945.000	\$82.000	\$738,000.000	\$48.250	\$434,250.000
	<b>Alt 2 less Item #3:</b>				<b>\$3,109,500.000</b>		<b>\$3,801,750.000</b>		<b>\$3,819,835.000</b>		<b>\$4,850,600.000</b>		<b>\$4,790,950.000</b>
<b>Bid:</b>					<b>\$2,847,500.000</b>		<b>\$3,336,750.000</b>		<b>\$3,470,153.000</b>		<b>\$4,182,600.000</b>		<b>\$4,431,700.000</b>

**Project Number:** MB103 **Project Title:** Maplebrook Walls  
**Department Name:** Transportation, Engineering & Development **CIP Status:** Previous Year - No Change **Sector:** Northwest  
**Project Purpose:** This project supports the implementation of a City Council directive (Item K2, 6/7/05). **Category Code:** A **WF Number:** (none)  
**Criteria:** Coordination

**Project Narrative:**  
 This project includes the construction of sound walls along the perimeter of Maplebrook I and Maplebrook II where they abut Washington Street and 75th Street. This project is to be constructed in phases in coordination with utility relocations and the proposed intersection improvements at Washington and 75th Street (SC141). Utility relocations are being coordinated with the Department of Public Utilities - Electric.

**Final Funding Sources Available**  
 No  
**Project and Timetable**  
 This project will be installed in phases, began in FY08-09. Design and construction of the associated landscaping is to be completed in coordination with SC141 in FY10-11.  
**Project Operating Budget**  
 This project will impact the operating budget by adding facilities and landscaped areas that will need to be maintained by the City. Estimated cost is \$25,000 per year beginning fully in FY11-12.

**Project Budget Impact Summary**

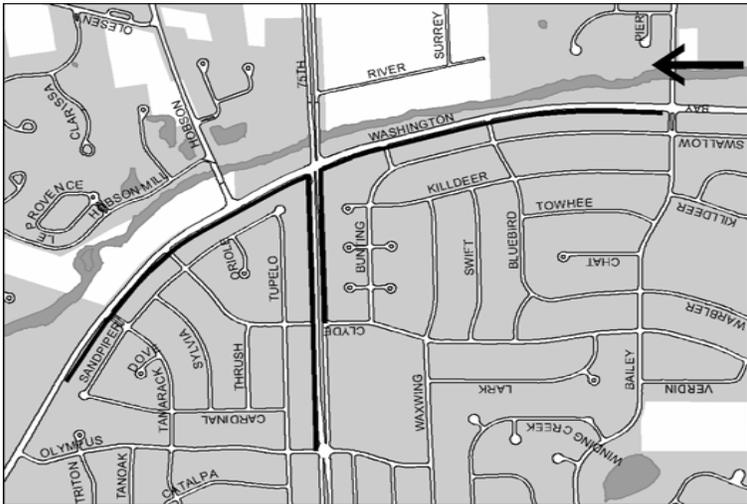
	FY09-10	FY10-11	FY11-12	FY12-13	FY13-14	Total CIP
Project Detail	0	12,000	25,000	25,000	25,000	87,000
Subtotal	0	12,000	25,000	25,000	25,000	87,000
			Prior Year(s) Impact			0
			Total Project Impact			87,000

**Funding Source Summary**

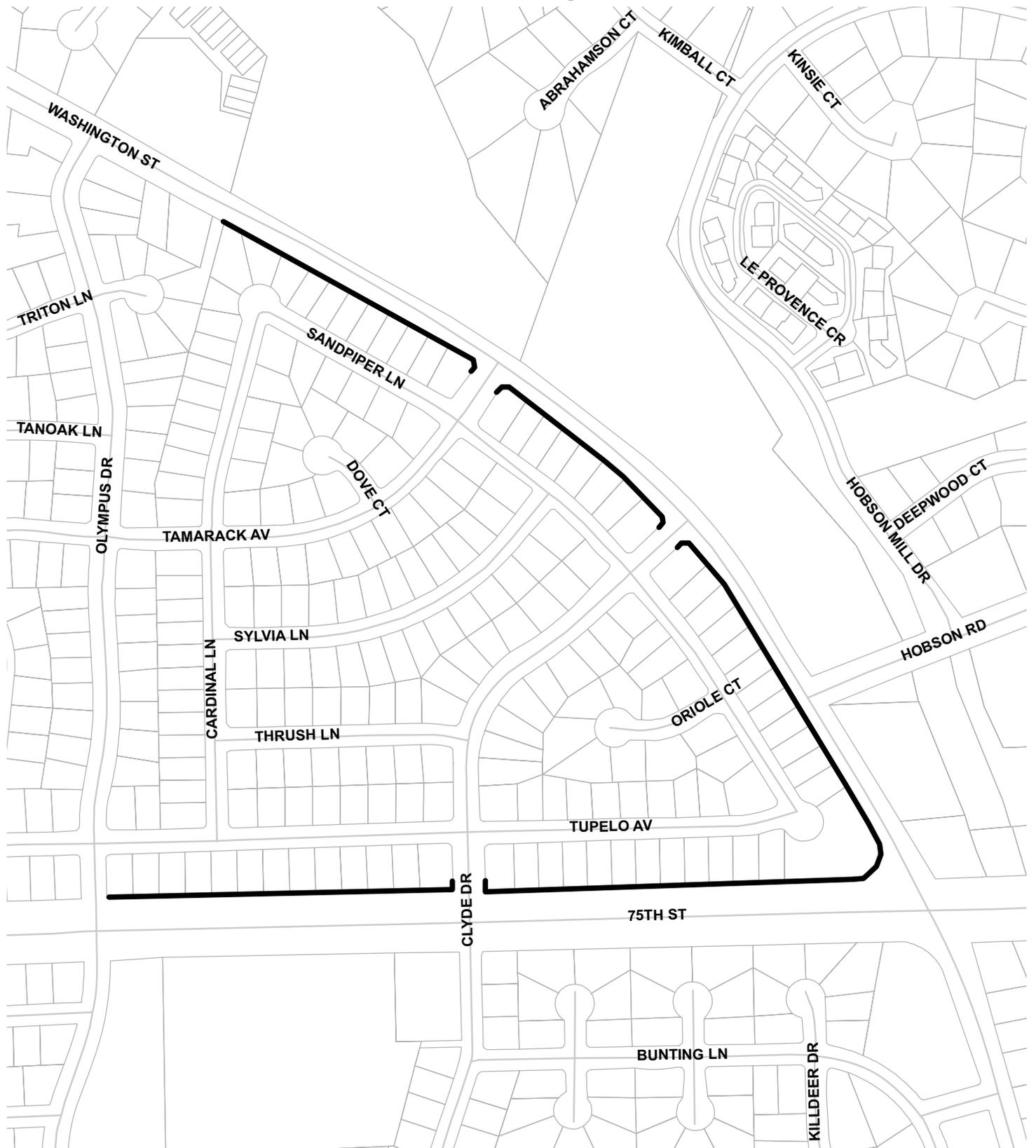
	FY10-11	FY11-12	FY12-13	FY13-14	Total Source
Source	303,000	0	0	0	1,411,740
Unfunded Capital	303,000	0	0	0	1,411,740
Subtotal	303,000	0	0	0	1,411,740
			Prior Year(s) Expenditures		67,916
			Total All Sources		1,479,656

**Project Cost Summary**

Expense Category	Prior Year(s) Expenditures	FY08-09 Budget	FY08-09 Year-to-Date	FY09-10	FY10-11	FY11-12	FY12-13	FY13-14	Total CIP
Construction	12,700	2,000,000	13,012	257,000	1,060,800	0	0	0	1,317,800
Engineering	0	45,000	42,204	46,000	47,940	0	0	0	93,940
Subtotal	12,700	2,045,000	55,216	303,000	1,108,740	0	0	0	1,411,740
									Prior Year(s) Expenditures
									67,916
									Total Project Cost
									1,479,656



City of Naperville  
**Maplebrook Sound Wall**  
**Location Map 1 of 2**



Transportation, Engineering and  
Development Business Group  
www.naperville.il.us  
June 2009



This map should be used for reference only.  
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# City of Naperville Maplebrook Sound Wall Location Map 2 of 2



**From:** jbarrett@naperexc.com [mailto:jbarrett@naperexc.com]  
**Sent:** Monday, June 01, 2009 1:35 PM  
**To:** Dobersztyn, Theresa  
**Cc:** COlsen@naperexc.com  
**Subject:** RE: Naperville Bid Number 09-181

Theresa,

Naperville Excavating is concerned about the legitimacy of James McHugh's bid 09-181 to the City of Naperville. I have been informed the bid package submitted by McHugh did not acknowledge the addendum that was issued during the bidding process, which are incorporated into the contractual documents, nor did they complete the bid sheet (Total Base Bid, Alt 1) on the front page. Could the City of Naperville have the attorney review the bid packages? We would like to meet with the City of Naperville and the City attorney to discuss our concerns if possible.

Josh

Joshua Barrett P.E.  
**Naperville Excavating**  
Chief Estimator  
1805 High Grove Lane  
Naperville, IL 60540  
P-630.355.1400  
F-630-848-2226  
Cell-630-514-6217  
[jbarrett@naperexc.com](mailto:jbarrett@naperexc.com)



# Naperville

June 2, 2009

91 7108 2133 3931 1266 8378

Joshua Barrett P.E.  
**Naperville Excavating**  
Chief Estimator  
1805 High Grove Lane  
Naperville, IL 60540

RE: 09-181 Maplebrook Sound Wall Construction Bid Opening

Dear Mr. Barrett:

I am in receipt of your email to Procurement Specialist Theresa Dobersztyn dated June 1, 2009 regarding the Maplebrook Sound Wall Construction public bid opening on Friday, May 29, 2009 and the sufficiency of the bid of the James McHugh Construction Company. I am considering your email a "Protest" pursuant to Section 1-9B-12 of the Naperville Procurement Code.

I have reviewed the documents and interviewed the Procurement Specialist who conducted the opening. Based on the documents and facts as presented I make the following FINDINGS:

1. The submittal in question, from McHugh Construction Company consisted of a sealed envelope containing hand executed versions of the required pages 56 through 71 plus the required Bid Bond.
2. All Addenda are properly acknowledged.
3. All required signatures and certifications are present.
4. McHugh Construction failed to transfer the line item totals from page 58 to page 56 of the submittal.
5. The amounts of both the Base Bid and the Alternate Bids are clearly indicated on page 58 of the submittal.

Based on these FINDINGS I make the following CONCLUSIONS:

1. Any irregularities in the Bid of the James McHugh Construction Company are clerical in nature.
2. The Bid and Alternate amounts are clear and unambiguous on page 58 of the submittal
3. There is a clear intent by the James McHugh Construction Company to be bound by the Bid and the Amounts submitted, including all Addenda.
4. Any irregularities in the documents submitted by the James McHugh Construction Company are minor and immaterial in nature.

Based on the FINDINGS and CONCLUSIONS above I issue the following DECISION:

The bid of the James McHugh Construction Company is valid.

Pursuant to the Section 1-9B-12.3.1 of the Naperville Procurement Code this decision will become final and conclusive within ten calendar days of receipt unless a written appeal is filed with the City Manager within that time.

I appreciate your interest in the process and continued participation in City of Naperville bid opportunities. The City of Naperville is committed to "Great Service All the Time", and the Procurement Services Team welcomes your concerns and is committed to strict standards in the public bidding process, which includes fair and open competition.

Please contact me if you have any questions.

Best Regards,



Michael E. Bevis, CPPO, CPSM, C.P.M., PMP  
Chief Procurement Officer

Cc: Margo Ely, City Attorney  
Douglas a. Krieger, City Manager  
file



# Naperville

Via email, fax, and regular U.S. mail

June 10, 2009

W. Brand Bobosky, Esq.  
Lawyer  
34 West Chicago Avenue, Suite B  
Naperville, Illinois 60540-5302

Re: 1236, 1240 and 1244 Sandpiper Lane.

Dear Mr. Bobosky,

Subsequent to our on-site visit at your clients' properties yesterday, our engineering staff revisited and analyzed our plans for construction of the sound wall and the relocation of utilities to accommodate the wall at the request of your client Stan V. Acovelli, who has refused to provide the City with the requested easement along the rear of his property located at 1236 Sandpiper Lane. The area between the property line and Washington Street is approximately 15 feet. In the 15 feet, the City will require the following: five feet for the sound wall foundation excavation; five feet for storm inlets; two feet for an AT&T duct bank; three feet for street lights and cabling; traffic control cabling and a guard rail. Therefore, we are unable to locate the utilities necessary to service Mr. Acovelli's home in our right-of-way and also provide his property with the noise wall. If Mr. Acovelli will not grant the City an easement on his property for the utilities, we will place the utilities in the right-of-way, but we will not build the noise wall along his property. This is true for Mrs. Kasper, at 1240 and her mother at 1244, as well.

As we have discussed, every resident except for your three clients have executed easements so that we can locate utilities on their property and build the wall in the right-of-way. Over the past several weeks, I have made the revisions to the agreement you have requested. We are printing the agenda item for the June 16, 2009 City Council meeting today and I need to know your clients' decisions by noon. I look forward to hearing from you.

Sincerely,

Margo Ely  
City Attorney

/jb





# Naperville

## CITY COUNCIL AGENDA ITEM

**SUBJECT:** Regular City Council Meeting Minutes of June 2, 2009

**TYPE OF VOTE:** Simple Majority

**ACTION REQUESTED:**  
Approve the Regular City Council Meeting Minutes of June 2, 2009

**BOARD/COMMISSION REVIEW:**  
N/A

**COUNCIL ACTION PREVIOUSLY TAKEN:**

Date	Item	No. Action

**DEPARTMENT:** City Clerk

**SUBMITTED BY:** Pam LaFeber

**FISCAL IMPACT:**  
N/A

**BACKGROUND:**  
N/A

**DISCUSSION:**  
N/A

**RECOMMENDATION:**  
Approve the Regular City Council Meeting Minutes of June 2, 2009

**ATTACHMENTS:**  
1. 6-2-09 Minutes



**CITY COUNCIL MEETING OF JUNE 2, 2009  
UNOFFICIAL PRIOR TO CITY COUNCIL APPROVAL  
APPROVED BY THE CITY COUNCIL ON  
\_\_\_\_\_AS WRITTEN.**

**CALL TO ORDER:**

6:00 P.M.

- A** Mayor Pro Tem James Boyajian  
Councilman Judy Brodhead  
Councilman Robert Fieseler  
Councilman Richard R. Furstenau  
Councilman Paul Hinterlong  
Councilman Douglas Krause  
Councilman Kenn Miller  
Councilman Grant Wehrli

Absent

Mayor A. George Pradel

Also Present

City Manager, Doug Krieger  
Assistant City Manager, Robert Marshall  
Records Management Team Leader, Pam LaFeber  
City Attorney, Margo Ely  
Fire Chief, Mark Puknaitis  
Police Chief, David Dial  
Director of Public Utilities, Allan Poole  
Director of Public Works, David Van Vooren  
Director Mgmt. Svcs. Business Group, Don Carlsen  
Director of T.E.D. Business Group, Marcie Schatz  
T.E.D. Operations Manager, Allison Laff  
T.E.D. Engineering Team Leader, Bill Novack  
T.E.D. Transportation Team Leader, Karyn Robles  
T.E.D. Development Team Leader, Dick Dublinski

Press

Chicago Sun Times, Daily Herald, Naperville Sun

FINAL AGENDA  
CITY COUNCIL MEETING  
JUNE 2, 2009  
PAGE 2

**B. CLOSED SESSION – 6:07 p.m.**

Furstenau moved to recess to Closed Session to discuss the appointment, employment, compensation, discipline, performance, or dismissal of specific employees of the public body or legal counsel for the public body; collective negotiating; litigation, probable or imminent; 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 5 ILCS 120/2(c)(1)(2)(11)(21). Second, Miller.

**ROLL CALL:**

**Ayes:** Boyajian, Brodhead, Fieseler, Furstenau, Hinterlong, Krause, Miller, Wehrli

**Nays:** None

**Absent:** Pradel

Motion declared carried.

**THE MEETING RECESSED TO CLOSED SESSION AT 6:07 P.M.**

**CLOSED SESSION ENDED AT 6:58 P.M.**

**OPEN SESSION**

**MAYOR PRO TEM BOYAJIAN CALLED THE MEETING BACK TO ORDER AT 7:00 P.M.**

**ROLL CALL to determine Quorum:**

**Present:** Boyajian, Brodhead, Fieseler, Furstenau, Hinterlong, Krause, Miller, Wehrli

**Absent:** Pradel

**C. PLEDGE TO THE FLAG:**

PLEDGE GIVEN

**D AWARDS AND RECOGNITIONS:**

**D1 Recognize the DPW Relocation Team as the Team Award Recipient for June**

Councilman Miller recognized the Department of Public Works' Relocation Team as the Team Award recipient for June.

**D2 Proclaim Sunday June 28, 2009 as Parkinson's Disease Awareness Day**

PARKINSON'S DISEASE AWARENESS DAY

Councilman Wehrli proclaimed Sunday, June 28, 2009 as Parkinson's Disease Awareness Day and presented the proclamation to Mary Ann Ostrenga, Team Fox Volunteer.

**FINAL AGENDA  
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PAGE 3**

**D3**      Proclaim the week of June 7-13, 2009 as American Cancer Society  
Cancer Prevention Study-3

AMERICAN CANCER  
SOCIETY CANCER  
PREVENTION STUDY-3

Councilman Wehrli proclaimed the week of June 7-13, 2009 as American Cancer Society Cancer Prevention Study-3 and presented the proclamation to Kim Rohan, volunteer chair for the CPS-3 study and Shawn Nolan, committee member for Relay For Life of Naperville.

**E**      **PUBLIC FORUM:**

**E1**      Consideration for Hot Dog Cart Permit

Jim Vosmik, 1233 Spaulding Road, Bartlett, asked to be considered for a concession cart permit.

Council explained that only one permit has been approved on a trial basis and directed staff to contact the petitioner if the concession cart program is expanded next year.

**E2**      Sandpiper Lane Easement

Mark Levesque, 1272 Sandpiper Lane, discussed the city's communication to the neighbors regarding easements for the 75<sup>th</sup> and Washington sound wall project.

Council stated that staff's cooperation with the residents on this project is commendable; that every resident in Naperville is paying for the sound walls with their tax dollars, and that if an agreement cannot be reached maybe the walls should not be constructed.

Krieger summarized the communication efforts by the city to the residents since December 2008.

Curran and Novack explained where the utilities are currently placed, that the need for relocation is because of the installation of the wall, and that the need for 10 foot easements parallel to Washington Street was not discovered until December 2008.

Council requested a report which explains how much the 10 foot easements would cost.

**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, Krause.

**VOICE VOTE:**      Motion declared carried.

**FINAL AGENDA  
CITY COUNCIL MEETING  
JUNE 2, 2009  
PAGE 4**

**I CONSENT AGENDA:**

Miller moved to approve the Consent Agenda with the exception of items I7, I14, I15. Second, Krause.

**ROLL CALL:**

**Ayes:** Boyajian, Brodhead, Fieseler, Furstenau, Hinterlong,  
Krause, Miller, Wehrli

**Nays:** None

**Absent:** Pradel

Motion declared carried.

- |           |  |   |
|-----------|--|---|
| <b>I1</b> | <u>Cash Disbursements 05/19/2009</u><br>Council asked staff to determine if the purchase of drinking water at city buildings is necessary.<br><br>Council moved to approve the May 19, 2009 Cash Disbursements in the amount of \$14,451,015.56.   | CASH DISBURSEMENTS –<br>5/19/09   |
| <b>I2</b> | <u>City Clerk's License &amp; Permit Report</u><br>Council moved to approve the City Clerk's License & Permit Report for fireworks applications.   | CITY CLERK'S LICENSE<br>& PERMIT REPORT   |
| <b>I3</b> | <u>Award of Change Order #1 to Contract 07-181 – Auto Body Repair</u><br>Council moved to approve the award of Change Order #1 to Contract 07-181, Auto Body Repair, to Maaco Collision Repair for an amount not to exceed \$82,769 and Gerald Subaru for an amount not to exceed \$15,000 for a total of \$97,769.00.                           | CHANGE ORDER #1 TO<br>CONTRACT 07-181, AUTO<br>BODY REPAIR                                      |
| <b>I4</b> | <u>Award of Bid 10-016, 24" 30" and 42" Diameter Sanitary Sewer Main Cured in Place Pipe Lining</u><br>Council moved to approve the award of Bid 10-016, CIP WWU06C, 24", 30" & 42" Diameter Sanitary Sewer Main CIPP Central-South Interceptor Phase 5, to Michels Corporation, for an amount not to exceed \$594,609.00 plus a 3% contingency. | BID 10-016, 24" 30" AND<br>42" DIAMETER<br>SANITARY SEWER MAIN<br>CURED IN PLACE PIPE<br>LINING |
| <b>I5</b> | <u>Award of Contract 10-035, Two Heavy Duty Plow Trucks</u><br>Council moved to approve the award of Contract 10-035, Two Heavy Duty Plow Trucks, to Prairie International, through the State of Illinois Joint Purchasing Contract for an amount not to exceed \$275,288.00.  | CONTRACT 10-035, TWO<br>HEAVY DUTY PLOW<br>TRUCKS   |
| <b>I6</b> | <u>Award of Bid 09-150, 2009 Microsurfacing Program CIP# MP010</u><br>Council moved to approve award of Bid 09-150, 2009 Microsurfacing Program CIP# MP010, to Micro-Surfacing Inc. for an amount not to exceed \$539,628.00, plus a 3% contingency.   | BID 09-150, 2009<br>MICROSURFACING<br>PROGRAM CIP# MP010  |

FINAL AGENDA  
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- I18**     Approve RFQ 09-177, Phase III Engineering-Construction Inspection Services to TranSystems  
Miller asked for clarification of Furstenau's question regarding relatives of city employees working for the five companies that were awarded the contracts; Furstenau stated he is protecting the city and was satisfied with the answer given to him by staff.  
Council moved to approve RFQ 09-177, Phase III Engineering-Construction Inspection Services to TranSystems, URS, AECOM, Civiltech and Christopher Burke Engineering Ltd. as approved vendors, per the terms of the RFQ, for consideration for CIP projects in Fiscal Years 09/10, 10/11, and 11/12 for an amount not to exceed the budgeted amount.
- I19**     Appointments to the Boards and Commissions  
Council moved to approve the Mayoral appointments of William Epp to the Riverwalk Commission and Dr. Herman B. White, Jr. to the Board of Fire and Police Commissioners.
- I10**     Reappointment to a Board or Commission  
Council moved to approve the Mayoral reappointment of Bill Novack to the Riverwalk Commission.
- I11**     Great American Yard Sale - Temporary Special Event Signage  
Council moved to approve the recommendation to allow the Great American Yard Sale to place temporary special event signage in designated locations in Naperville.
- I12**     Accept the Public Underground Improvements in Springbrook Prairie Pavilion  
Council moved to accept the public improvements underground improvements in Springbrook Prairie Pavilion and authorize the City Clerk to reduce the corresponding letters of credit.
- I13**     CDBG Weatherization Program Funding Modification  
Council moved to accept modification of the CDBG Weatherization Program funding from \$30,000.00 to \$12,930.00.
- I16**     Ordinance No. 09-064, to establish temporary road closures and no parking zones for the Cavalcade of Brass Drum and Bugle Corps Competition scheduled for June 27, 2009.  
Council moved to pass Ordinance No. 09-064, establishing temporary road closures and no parking zones for the Cavalcade of Brass Drum and Bugle Corps Competition scheduled for June 27, 2009.
- RFQ 09-177, PHASE III  
ENGINEERING-  
CONSTRUCTION  
INSPECTION SERVICES  
TO TRANSYSTEMS
- APPOINTMENTS TO THE  
BOARDS AND  
COMMISSIONS
- REAPPOINTMENT TO A  
BOARD OR COMMISSION
- GREAT AMERICAN YARD  
SALE
- PUBLIC IMPROVEMENTS
- CDBG WEATHERIZATION  
PROGRAM
- ORDINANCE 09-064,  
CAVALCADE OF BRASS  
DRUM AND BUGLE  
CORPS COMPETITION



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- 
- I17**     Award of Procurement 10-036, 2009 Bituminous Patching Program-Phase II     PROCUREMENT 10-036,  
2009 BITUMINOUS  
PATCHING PROGRAM-  
PHASE II
- Council discussed rebidding the contract.
- Novack explained the first phase of this program was awarded on March 17, 2009. And that the patches for the second phase are based on the deterioration over the summer and anticipation of pavement that will not perform over the upcoming winter. Because excessive deterioration of the overall system from this winter it was determined that awarding the second phase now was appropriate.
- Miller moved to waive the applicable provisions of the City of Naperville Procurement Code and approve the award of Procurement 10-036, 2009 Bituminous Patching Program-Phase II to Geneva Construction for an amount not to exceed \$344,327.00 plus a 5% contingency. Second, Krause.
- ROLL CALL:**
- Ayes:**     Brodhead, Fieseler, Hinterlong, Krause, Miller, Wehrli, Boyajian
- Nays:**     Furstenau
- Absent:**    Pradel
- Motion declared carried.
- I14**     Sister Cities Commission SECA Application     SISTER CITIES  
COMMISSION SECA  
APPLICATION
- Council questioned if the city pays for the delegation to visit Naperville; what will be purchased for the \$10,000; what value the city gets out of this program; and the decision at the SECA workshop to not fund this event.
- Furstenau moved to table the funds for a Nitra, Slovakia delegation visit to Naperville to June 16, 2009. Second, Miller.
- VOICE VOTE:**     Motion declared carried.
- I15**     Resolution No. 09-029, authorizing the Execution of a Collective Bargaining Agreement between the City of Naperville and IBEW Local Union No. 196     RESOLUTION NO. 09-029,  
COLLECTIVE  
BARGAINING  
AGREEMENT – IBEW  
LOCAL UNION NO. 196
- Council congratulated the staff and union negotiators and thanked IBEW for recognizing the economic plight of the country.
- Krause moved to adopt Resolution No. 09-029, authorizing the execution of the collective bargaining agreement between the City of Naperville and IBEW Local Union No. 196. Second, Miller.
- ROLL CALL:**
- Ayes:**     Fieseler, Hinterlong, Krause, Miller, Boyajian, Brodhead
- Nays:**     Furstenau, Wehrli
- Absent:**    Pradel
- Motion declared carried.
-

**FINAL AGENDA  
CITY COUNCIL MEETING  
JUNE 2, 2009  
PAGE 8**

**J OLD BUSINESS:****J1 Energy Efficiency and Conservation Block Grant**

ENERGY EFFICIENCY  
AND CONSERVATION  
BLOCK GRANT

Krieger reviewed the decision-making process date and the resulting allocations.

Cheryl Pomeroy, 1145 S. Lombard Ave., Oak Park, urged the Council to expand the funding for home energy audits, to implement low/no-cost education workshops, and explained the different levels of home energy audits and their associated costs.

Stephanie Hastings, 3835 Caine Court, asked Council to add \$20,000 to Line Item #5, explained that NCTV can produce an educational video for \$10,000 and to postpone the decision on parking.

Jeff Jost, 735 Violet Circle, suggested additional measures to conserve energy.

Joe Konopacki, 4712 Deron Ave., Lisle, conducts home performance testing and suggests funding education.

DiSanto presented the revised project funding allocation matrix based upon Council direction of May 19, 2009.

Council discussed the matrix and reached consensus as follows:

Line 2 - \$20,000; Line 5 - \$235,000; and Line 9 - \$150,000.

Furstenau moved to approve project allocations for the Energy Efficiency and Conservation Block Grant. Second, Wehrli.

**ROLL CALL:**

**Ayes:** Furstenau, Hinterlong, Krause, Miller, Wehrli, Boyajian, Brodhead, Fieseler.

**Nays:** None.

**Absent:** Pradel.

Motion declared carried.

**K AWARD OF BIDS AND OTHER ITEMS OF EXPENDITURE:****L REPORTS AND RECOMMENDATIONS:****L1 Regular City Council Meeting Minutes of May 19, 2009**

MINUTES – 5/19/09

Krause moved to approve the Regular City Council Meeting Minutes of May 19, 2009. Second, Miller.

**VOICE VOTE:** Motion declared carried.

**L2 City Council Meeting Schedule**

CITY COUNCIL MEETING  
SCHEDULE

Krause moved to approve the City Council Meeting Schedule for June, July and August 2009. Second, Miller.

**VOICE VOTE:** Motion declared carried.

FINAL AGENDA  
CITY COUNCIL MEETING  
JUNE 2, 2009  
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- L3**      Greenhouse Gas Emissions Inventory & Best Practices for Emissions Reductions Report      GREENHOUSE GAS EMISSIONS INVENTORY & BEST PRACTICES FOR EMISSIONS REDUCTIONS REPORT
- Council discussed integrating the Envirolink Committee efforts with staff; the need for a better defined method of how results will be determined and successes measured; the electric energy supply policy and how it relates to city buildings; and the recycling program.
- Furstenau moved to receive the Greenhouse Gas Emissions Inventory & Best Practices for Emissions Reductions Report and directed staff to consider the recommendations for implementation and the creation of the Environmental Sustainability Strategic Plan Goal. Second, Wehrli.
- VOICE VOTE:**      Motion declared carried.
- L4**      Staff Recommendation to Hire Personnel to Fill Four Vacant Positions      STAFF RECOMMENDATION TO HIRE PERSONNEL TO FILL FOUR VACANT POSITIONS
- Council discussed not hiring the three requested officers because of the economy, but allowing the Police Department to start the hiring process which could take up to six months.
- Furstenau moved to authorize the City Manager to recruit externally and hire personnel for three Police Officer position and one Telecommunicator (911) position. Second, Krause.
- ROLL CALL:**
- Ayes:**      Hinterlong, Krause, Miller, Wehrli, Boyajian, Brodhead, Fieseler, Furstenau
- Nays:**      None
- Absent:**      Pradel
- Motion declared carried.
- M**      **PUBLIC HEARING:**
- N**      **ORDINANCES AND RESOLUTIONS:**
- O**      **NEW BUSINESS:**
- O1**      Council term limits and “at-large” representation
- Boyajian will facilitate this meeting as a private citizen and requested no press release be done by the city.
- O2**      75<sup>th</sup> and Washington Street Project
- Wehrli commended the Police Department; the Transportation, Engineering and Development Business Group; and the Department of Public Works for their efforts on this project.

FINAL AGENDA  
CITY COUNCIL MEETING  
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**O3**     Train Station Motorcycle Parking

Krause questioned why only five spaces were recently released. Robles explained that five permit holders did not renew their permits so those were released to the general public; and reviewed the notification process and methods by which residents can request a permit.

**O4**     Storm Water Committee

Krause explained that charitable organizations can no longer hold car washes, that a \$125,000 fine is associated with an infraction, and urged residents to contact their congressmen. Furstenuau suggested Council draft a one-page epistle to the elected officials expressing dislike for this mandate.

**O5**     Historic District Building Guidelines

Council requested the Transportation, Engineering and Development Business Group develop an RFP for the compilation of the Historic Sites Design Guidelines book.

**P**     **CLOSED SESSION:**

**Q**     **ADJOURNMENT:**

Wehrli moved to adjourn the Regular City Council meeting of June 2, 2009 at 9:04 p.m. Second, Miller.

**VOICE VOTE:**         Motion declared carried.

The Regular City Council Meeting of June 2, 2009 officially adjourned at 9:04 p.m.

---

PAM LAFEVER, Ph.D.  
CITY CLERK

PL:BK





# Naperville

## CITY COUNCIL AGENDA ITEM

**SUBJECT:** City Council Meeting Schedule

**TYPE OF VOTE:** Simple majority

**ACTION REQUESTED:**

Approve the City Council Meeting Schedule for July, August and September 2009.

**BOARD/COMMISSION REVIEW:**

N/A

**COUNCIL ACTION PREVIOUSLY TAKEN:**

Date	Item	No. Action

**DEPARTMENT:** City Manager's Office

**SUBMITTED BY:** Sue Bertino, Exec. Secretary, CMO

**FISCAL IMPACT:**

N/A

**BACKGROUND:**

City Council sets their City Council and Workshop meeting schedules three months in advance. The schedule also contains open Workshop dates and potential Workshop topics.

**RECOMMENDATION:**

Approve the City Council Meeting Schedule for July, August and September 2009.

**ATTACHMENTS:**

1. City Council Meeting Schedule for July, August and September 2009.

**CITY OF NAPERVILLE**  
**CITY COUNCIL MEETING SCHEDULE**  
**JULY, AUGUST & SEPTEMBER 2009**

<u>Date &amp; Time</u>	<u>Meeting</u>	<u>Location</u>
Tuesday, July 21, 2009 6:00 p.m. 7:00 p.m.	City Council Meeting Closed Session Open Session	Council Chambers
Tuesday, August 18, 2009 6:00 p.m. 7:00 p.m.	City Council Meeting Closed Session Open Session	Council Chambers
Tuesday, September 1, 2009 6:00 p.m. 7:00 p.m.	City Council Meeting Closed Session Open Session	Council Chambers
Tuesday, September 15, 2009 6:00 p.m. 7:00 p.m.	City Council Meeting Closed Session Open Session	Council Chambers

**OPEN WORKSHOP DATES:** (2nd and 4th Mondays; 5th Tuesdays)

Monday: July 13, 27      Tuesday: September 8, 29  
August 10, 24  
September 28

**POTENTIAL WORKSHOP TOPICS**

Environmental Workshop

Copies E-mailed to:

DLT  
Kalah Considine, Dispatch  
Mike Bevis, Purchasing  
News Media  
Director, Park District

City Clerk's Office  
School District 204  
Community Relations  
Peggy Frank, Naper Settlement  
Homeowners Confederation

School District 203  
Chamber of Commerce  
Donna Dziedzic, Library  
Christine Smith, Finance



# Naperville

## CITY COUNCIL AGENDA ITEM

**SUBJECT:** Railway Plaza Lot 1

**TYPE OF VOTE:** Simple Majority

**ACTION REQUESTED:**

Receive the report.

**BOARD/COMMISSION REVIEW:**

N/A

**COUNCIL ACTION PREVIOUSLY TAKEN:**

Date	Item	No. Action

**DEPARTMENT:** TED Business Group – Planning Services Team

**SUBMITTED BY:** Suzanne Thorsen, Planning Services Team Operations Manager

**FISCAL IMPACT:**

N/A

**BACKGROUND:**

The property commonly known as Lot 1 of Railway Plaza Commercial PUD consists of 1.8 acres, currently improved with a parking lot. The current owner intends to lease parking spaces within the lot for commuter use. In April and May, 2009, staff provided the City Council with correspondence outlining approved uses of Lot 1 (CWR 09-120). Councilmen Furstenau, Krause and Fieseler have requested that report and a copy of the annexation agreement for Lot 1 be placed on the agenda for June 16, 2009.

**DISCUSSION:**

The annexation agreement for Railway Plaza, executed in 1997 per Ordinance 97-120, sets forth a list of interim uses that are permitted on the property during the term of the agreement. “Parking lots conforming to all applicable codes” are one of the permitted interim uses. Based

on this provision, Lot 1 of Railway Plaza may be used as a commuter parking lot without additional Plan Commission or City Council review until 2017, at which time the annexation agreement will expire. The current owner intends to lease commuter parking spaces for the duration of the annexation agreement.

A copy of the annexation agreement is provided as Attachment 1 of this memorandum. The section pertaining to interim uses is contained in Section 21 (page 12 of the agreement).

The existing parking lot on Lot 1 complies with all applicable city codes with the exception of two landscape variances approved by the Landscape Variance Committee on December 11, 2001. The variances were granted to allow the following deviations from the requirements of Section 5-10-3 (landscaping and Screening):

1. In lieu of landscape islands, allow striped islands in the interior portion of the lot; and
2. In lieu of a fence (along the east side of the parking lot), allow placement of Spirea with a continuous evergreen landscape screen to a minimum height of 3'.

Currently, the parking lot provides striped islands per the approved variances. Additionally, the owner of Lot 1 provided a continuous landscape screen along the east property line per the approved variances. However, a number of the evergreen bushes have died since the initial installation. Staff will follow up with the owner of Lot 1 to request additional bushes to be installed along the east side of the parking lot in accordance with the variance.

**RECOMMENDATION:**

Receive the report.

**ATTACHMENTS:**

1. Annexation Agreement

Railway Plaza  
 WFB/alm 11/6/96, 2/11/97, 3/7/97,  
 7/16/97, 7/29/97, 8/8/97, 8/12/97,  
 8/14/97, 8/27/97, 11/6/97  
*PA*  
*west of RD. 59 and*  
*south of North*  
*Aurora Rd.*  
*Naperville, IL 60563*  
*vacant*  
 07-16-201-010  
 07-16-201-011  
 07-16-201-012

**ANNEXATION AGREEMENT**

THIS ANNEXATION AGREEMENT is made and entered into this 19<sup>th</sup> day of August, 1997, between the CITY OF NAPERVILLE, an Illinois municipal corporation, hereinafter referred to as "CITY," and DOWNERS GROVE NATIONAL BANK, TRUST NO 97-055, dated September 4, 1997 and PULLMAN BANK AND TRUST CO , as Trustee under Trust Agreement No 71-82322 dated June 14, 1994 hereinafter collectively referred to as "OWNER and DEVELOPER," of all the property described in the Plat of Annexation marked Exhibit A, attached hereto and made a part hereof

WITNESSETH

WHEREAS, the OWNER is owner of record of the real property described in Exhibit A, incorporated herein, which is contiguous to the CITY and not within the corporate limits of any municipality, all of which property is hereinafter referred to as "SUBJECT PROPERTY", and

WHEREAS, there has been filed with the City Clerk of said CITY a Petition for Annexation and Zoning signed by the owner of record of all land within the territory described

*EXHIBIT B*

in Exhibit A and included in said Petition, which said territory is not within the corporate limits of any municipality, but all is in the unincorporated area of DuPage County and is presently contiguous to the territory of said CITY, and

WHEREAS, all notices, publications, public hearings and all other matters attendant to such Petition for Annexation and Zoning have been made, had and performed as required by statute and CITY ordinances, regulations and procedures, and

WHEREAS, the corporate authorities of the CITY have considered the annexation of the property described in Exhibit A, together with said Petition for Annexation and Zoning and are agreeable to such annexation, and

WHEREAS, OWNER proposes that the Subject Property be developed pursuant to the R3 PUD zoning classification of the Zoning Ordinance of the CITY, as amended, and in accordance with all CITY ordinances and the terms and conditions of this Agreement, and

WHEREAS, all other matters, in addition to those specifically referred to above, which are included in this Annexation Agreement have been considered by the parties hereto, and it is agreed that the development of the Subject Property for the uses as permitted under the R3 PUD classification of the Zoning Ordinance of the CITY, and in accordance with the terms and conditions of this Agreement, will inure to the benefit and improvement of the CITY and its residents and will promote the sound planning and development of the CITY and will otherwise enhance and promote the general welfare of the people of the CITY, and

WHEREAS, in reliance upon the existing ordinances, codes and regulations of the CITY and the continued effectiveness of said ordinances, codes and regulations for the period specified in this Agreement and as may be amended pursuant to the terms hereof, the

CITY and the OWNER and DEVELOPER are willing to undertake the obligations as hereinafter set forth and have materially changed their positions in reliance upon the undertakings provided herein, and

WHEREAS, it is the desire of the CITY, the OWNER and DEVELOPER that the development of the Subject Property proceed as conveniently as possible and be subject to the ordinances, codes and regulations of the CITY, now in force and effect, or hereafter amended, and further subject to the terms and conditions hereinafter contained,

NOW, THEREFORE, for and in consideration of the mutual promises and agreements herein contained, the parties hereto agree as follows

1 **PREAMBLES**

That the preambles of this Agreement are a material part hereof and, by this reference, are incorporated as part of this Agreement

2 **ANNEXATION AND ZONING**

Within sixty (60) days after the execution of this Agreement, or within thirty (30) days of the payment of all applicable fees and submittal of all documents necessary for recording of this Agreement, whichever is later, the CITY shall enact and adopt ordinances annexing and zoning the subject property to zoning classification R3 PUD. The Subject Property consists of a total of 32,294 net acres, with 20,825 acres allocated to residential uses, 11,195 acres allocated to commercial uses, and 274 acres to be dedicated as public road right-of-way. The configuration of residential buildings as depicted on the preliminary plat, attached as **Exhibit B**, shows 417 units, including 68 units in the area shown as Phase II and 349 units on the balance of the residential area, resulting in a density of 20.0 dwelling units per acre. Phase II may be

developed as a midrise structure or structures containing up to 204 units. Therefore, the residential portion of the subject property could result in a maximum of 553 units (349 units + 204 units = 553 units) if Phase II is developed as a mid-rise structure or structures.

If such fees and such documents are not provided to the CITY within one (1) year of the date of this Agreement, this Agreement shall become null and void and all rights and obligations hereunder shall then terminate.

A Plat of Annexation which conforms with the statutory requirements is attached hereto and incorporated herein by referenced as Exhibit A.

Notwithstanding any area, lot, yard and height standards contained in the Naperville Zoning Code for land zoned R3, after the fifth (5th) year after the Annexation Agreement is approved, the Subject Property may only be developed with R3 uses or other uses approved by ordinance, which meet the density limitations specified in the then existing comprehensive plan for such uses.

CITY and OWNER and DEVELOPER agree that the Subject Property shall be developed in accordance with certain development standards addressed in the memo from Jim Parajon to Bill Brestal and Mike Van Poucke dated July 16, 1997, marked Exhibit B<sub>1</sub>, attached hereto and made a part hereof.

3 **PLAT APPROVAL**

In lieu of the provisions of the CITY'S ordinances and in order to accomplish the reclassification of the Subject Property as shown on the Preliminary PUD Plat, dated December 23, 1996, last revised August 11, 1997, marked Exhibit B, the CITY approves such exhibit and the same shall constitute and satisfy all of the requirements for the Preliminary PUD Plat for the

development as defined in the ordinances of the CITY Subject to the five (5) year limitation noted below, such preliminary approval shall be in effect until approval of a final PUD plat in accordance with the development provisions of the zoning ordinances of the CITY All final plats and supporting data shall be submitted in accordance with said development and Zoning Regulation provisions and shall comply with the special provisions contained in Section 8, "*Signage - Area of Special Control*", Section 9, "*Archituctural Control*", Section 10, "*Phase II Development*", Section 11, "*Phase II*", and Section 12 "*Easements and Ingress and Egress*", herein It is further agreed that the Subject Property will be final platted within five (5) years of the date of this Agreement, if the Subject Property is not final platted within five (5) years, the Subject Property may only be developed with residential densities which meet the density limitations specified in the then existing comprehensive plan

The parties further agree that such final PUD plats may be presented to the CITY for its approval in units of development, as determined by the DEVELOPER, and approval of such plans shall be in accordance with the CITY'S ordinances and development procedures

As to all streets and all other capital public improvements, including, but not limited to those wherein the CITY is to participate in the cost of construction, DEVELOPER shall, prior to the adoption of the Statement of Intent and Agreement for a final plat area, provide an estimate of cost for all said capital improvements

#### 4 WATER SUPPLY

Upon receipt of a properly completed application and payment of applicable connection fees, the CITY shall be obligated to connect the structures reasonably contemplated to be built on the Subject Property and the facilities for fire protection to the CITY's water

supply system, and to supply water thereto to the same extent as may be supplied to other structures and areas within the CITY OWNER and DEVELOPER shall be responsible for the cost of all on-site water lines on the Subject Property and for all additional hook-on fees and user fees as set forth in the CITY's rules, regulations and ordinances

5 **FAIR SHARE ASSESSMENT CHARGE FOR TRANSPORTATION-RELATED CAPITAL IMPROVEMENTS**

OWNER and DEVELOPER of the Subject Property hereby agrees to comply with the requirements of City of Naperville Ordinance No 96-06 and Ordinance 97-14 as amended

6 **MODIFICATIONS**

In the event that OWNER and DEVELOPER wishes to modify this Agreement, the CITY agrees to hold the necessary hearings for such purpose Such hearings shall be held and an approval granted or denial given without unreasonable delay after the request of the OWNER and DEVELOPER for such hearings This paragraph shall not be construed to require the CITY to modify this Agreement

7 **ANNEXATION AND PERMIT FEES**

The parties agree that the annexation fee shall be based on 35 063 gross acres and computed in accordance with Section 5 2A-3 9 of the Naperville Municipal Code, the amount being \$3279 00, less credits as provided for in said Section 5 2A-3 9 of the Municipal Code and Ordinance No 96-214, and shall be paid prior to the recording of this Agreement

8 **SIGNAGE - AREA OF SPECIAL CONTROL**

It is agreed by the parties hereto that signage on the Subject Property will not be controlled by the CITY's street graphics control ordinance, but is hereby designated by the CITY as an area of special signage control Signage criteria for the area of special control will

be established and approved with the final platting of the Subject Property and will be approved with the first Final PUD Plat issued for this property. Signage, street signage, and building addresses shall meet the City of Naperville requirements for Fire Department of Emergency response needs, or require final approval by the Fire Department.

9 **ARCHITECTURAL CONTROL**

It is agreed by the parties hereto that the Subject Property will be governed by architectural controls relating to colors of the buildings roofs, etc., style of architecture, type/color of masonry, roofing material/style, and related architectural features. Architectural control criteria for the Subject Property will be established and approved with the final platting of the Subject Property and will be approved with the first Final PUD Plat issued for this property.

10 **PHASE II DEVELOPMENT**

It is hereby agreed that the area designated as Phase II on the attached Preliminary Plat marked **Exhibit B**, shall not be constructed with the initial phase of platting and construction. The development of the Phase II area and buildings shall be delayed by OWNER and DEVELOPER for a period of twelve (12) months after the date hereof to allow the CITY a period of time to plan the appropriate design of the CITY's adjacent land, including feasibility of a parking deck on said CITY land, which are necessary to the principal residential uses.

11 **PHASE II**

The City agrees to allow the Owner and Developer of the Phase II residential portion to proceed, without additional public hearings or further Plan Commission review, in constructing one or more mid-rise buildings allowing, but not to exceed 204 units. It is further

agreed by the parties hereto that within said mid-rise structures, other uses, in addition to the residential uses, may be provided, said uses include the permitted uses in the B2 District, as well as office research uses, automotive repair, car wash, and detailing uses, health club, dinner playhouse and related entertainment facilities

After 12 months from the date of annexation, Owner and Developer shall be permitted to commence construction in Phase II as shown on the Preliminary Plat as approved or with mid-rise structures as set forth above

12 **EASEMENTS AND INGRESS AND EGRESS**

OWNER and DEVELOPER hereby agree to provide to the CITY, in addition to the payment of impact fees under paragraph 5 herein, on the final plat, at no cost to the CITY, the following

- 1 Ten (10') foot easement and eight (8') feet of additional dedicated right-of-way on the west side of the Subject Property adjacent to Weston Ridge Drive Road to be used for roadway, sidewalk and public utilities
- 2 The widening of Weston Ridge Drive Road to thirty-seven (37') feet back-to-back from the Subject Property's main entrance onto Weston Ridge Drive Road to the intersection of North Aurora Road (tapers south of the main entrance)
- 3 Twenty (20') foot easement along the northern line of the Subject Property adjacent to North Aurora Road to be used for roadway, sidewalks and public utilities
- 4 Twenty (20') foot easement along the eastern edge of the property adjacent to Route 59 for roadway, sidewalks, and public utilities
- 5 OWNER and DEVELOPER agree to dedicate to the CITY sufficient right-of-way along the south side of the North Aurora Road frontage of the Subject Property owned by OWNER and DEVELOPER to provide for fifty (50') feet of right-of-way along the existing centerline of North Aurora Road

OWNER and DEVELOPER further agree to the following

- 1 OWNER and DEVELOPER agree to construct an additional left-turn bay on North Aurora Road at the intersection of Fairway Drive prior to the issuance of any occupancy permits for the Subject Property, if deemed required by the CITY at the time of final platting of the Subject Property

At the time of the preparation of final engineering and final platting for the Subject Property, the CITY shall determine whether additional improvements to the Fairway Drive/North Aurora Road intersection are necessary, OWNER and DEVELOPER hereby agree to share in the cost of said improvements based on the share of traffic volumes allocated to the CITY and the Subject Property in a professional report approved by the City Engineer as related to the entire intersection

- 2 OWNER and DEVELOPER will pay for the construction of the left-in or left-out requirements for the multi-family portion of the Subject Property, prior to the issuance of any occupancy permits for the Subject Property
- 3 The drive behind the building in Lot 5 of the commercial development shall be limited to a service drive only
- 4 The main entrance to the commercial section of the property shall be limited to right-in/right-out only

13 **EMERGENCY ACCESS**

OWNER and DEVELOPER agree to provide two (2) points of access to the Subject Property for purposes of emergency vehicles until such time as two permanent means of access are available to the Subject Property Said emergency access shall be constructed in accordance with CITY standards for same

14 **ELECTRICAL SERVICE**

Upon receipt of a properly completed application and payment of applicable connection fees, the CITY shall be obligated to connect the structures reasonably contemplated to be built on the Subject Property to the CITY's electrical system, and to supply electrical service to those structures to the same extent as may be supplied to other structures within the

CITY

OWNER and DEVELOPER shall be obligated to accept all electrical power and energy required for the Subject Property from the CITY's electrical system. OWNER and DEVELOPER shall be responsible for the cost of Infrastructure Availability Charges, Facility Installation Charges and user fees in accordance with Title 8 of the Naperville Municipal Code

15 **UTILITY LINES AND EASEMENTS**

The OWNER and DEVELOPER agree to grant to the CITY, at no cost to the CITY, any easements within the Subject Property which may be necessary as determined by the CITY for the purposes of installing, replacing and maintaining sanitary sewers, water mains, electric service facilities and other utilities necessary or incidental to service the Subject Property

The CITY agrees to permit OWNER and DEVELOPER to use appropriate easements obtained from others by the CITY for the purpose of providing sanitary sewers, water mains and other utilities to service the Subject Property

16 **REBATES**

The above parties agree that no rebate agreements are applicable to the development of the Subject Property other than as may be referenced in this Agreement

17 **WASTEWATER TREATMENT PLANT CAPACITY**

The CITY guarantees that sufficient wastewater treatment plant capacity shall exist at the time building permits are requested to provide complete and adequate wastewater treatment for the Subject Property without payment of any fees other than those specified in this section

The OWNER and DEVELOPER shall pay all applicable wastewater connection fees and customary wastewater user fees in accordance with Title 8 of the Naperville Municipal Code and any rules and regulations promulgated pursuant to Title 8

18 **OVERSIZING**

The DEVELOPER shall construct and install, at its sole cost and expense, all twelve (12") inch water and sanitary sewer lines shown on the approved final engineering plans submitted for the development of the Subject Property. Upon installation and acceptance by the CITY of said lines, the CITY shall reimburse the DEVELOPER for oversized lines, which exceed twelve (12") inches in diameter, installed at the CITY's request in accordance with the provisions of Section 7-3-6 of the Municipal Code (Cost Sharing Policy)

19 **SIDEWALKS**

OWNER agrees to install sidewalks along the collector and/or arterial rights-of-way adjacent to the Subject Property in accordance with CITY ordinances which shall include public sidewalks along Route 59 and North Aurora Road, if requested by the CITY. Said sidewalk installation along Route 59 shall be at no cost to the CITY. Said sidewalk installation along North Aurora Road shall be at no cost to the CITY, except where said sidewalk is adjacent to seventeen (17') feet of right-of-way to be dedicated to the CITY along the south side of North Aurora Road, CITY agrees to reimburse DEVELOPER for the cost of constructing said sidewalks adjacent to or within said seventeen (17') feet of said right-of-way as compensation to OWNER and DEVELOPER for dedicating said North Aurora Road right-of-way

20 **MODEL HOMES**

The CITY agrees to permit DEVELOPER to construct, maintain and utilize one

residential model building on Subject Property not finally platted, in advance of any plat approval, but only after construction and acceptance of sanitary sewer and water mains for such model area, and construction of a hard-surfaced roadway (defined as a minimum 2 3/8 structural number with a binder course) to and adjacent to the model area, provided that no such construction shall prejudice the power and right of the CITY to review, approve and disapprove final subdivision plats and engineering plans for any plat containing such model area. Such construction shall be in compliance with the provisions of the CITY'S building code and any amendments provided herein. Occupancy permits for permanent residential use will not be issued until final plat approval and recording.

21 **INTERIM USES**

Interim uses set forth below shall be permitted anywhere on the Subject Property during the term of this Agreement. "Interim uses" shall mean any use of the Subject Property between the date of execution of the Agreement and development pursuant to this Agreement or any approved plat.

- A All types of farming
- B Borrow pits used in conjunction with the development of the Subject Property provided all locations shall be noted and approved by City engineer
- C Parking lots conforming to all applicable codes
- D Stock piling of dirt, clay, gravel or other construction materials used in conjunction with the development of the Subject Property provided all locations shall be noted and approved by the City Engineer
- E Temporary detention used in conjunction with the development of the Subject Property provided all locations shall be noted and approved by the City engineer

22 **EFFECT OF THIS AGREEMENT**

Except as modified in paragraph 23, "Changes to Ordinances and Regulations", herein, if any pertinent existing resolutions or ordinances, or interpretations thereof, of the CITY be in any way inconsistent or in conflict with any provisions hereof, then the provisions of this Agreement shall supersede the terms of said inconsistent ordinances or resolutions or interpretations thereof as they may relate to the Subject Property

23 **CHANGES TO ORDINANCES AND REGULATIONS**

If during the first five (5) years of the term of this Agreement, the provisions of the existing Naperville Zoning Code as it relates to the Subject Property are amended or modified to impose more stringent requirements in the subdivision, development, or construction that is the subject of this Agreement, then such more stringent requirements shall not be effective as applied to the Subject Property unless such change is agreed to by the parties hereto

If during the first two (2) years of the term of this Agreement, the provision of other existing City Ordinances and Regulations are amended or modified to impose more stringent requirements in development or construction standards, specifically referred to in the submitted and approved preliminary engineering plans, then except for standards or regulations which are subject to the City of Naperville Flood Plain Ordinances as applicable to DuPage or Will County, and except for the City of Naperville ordinances establishing the payments of annexation or subdivision and development fees, costs, taxes or dedication requirements, such more stringent requirements shall not be effective as applied to the Subject Property unless such change is agreed to by the parties hereto, or such changes are adopted to protect health or safety of the CITY's residents

If, during the term of this Agreement, any existing amended, modified or new ordinances, codes or regulations affecting the zoning, subdivision, development, construction of improvements, building of appurtenances, or any other development of any kind or character upon the Subject Property, other than those upon which site plan approval may be based, are amended or modified to impose less restrictive requirements on development of or construction upon properties situated within the CITY's boundaries, then the benefit of such less restrictive requirements shall inure to the benefit of any of the OWNERS, and anything to the contrary contained herein notwithstanding, the OWNERS may elect to proceed to development of or construction upon the Subject Property pursuant to the less restrictive amendment or modification applicable generally to all properties within the CITY

24 **ENFORCEABILITY**

This Agreement shall be enforceable in any court of the 18th Judicial Circuit, DuPage County, Illinois, having jurisdiction by the parties, by an appropriate action at law or in equity The law of the State of Illinois shall apply

25 **NO DISCONNECTION OR DEANNEXATION**

Unless the CITY has breached this Agreement, it is hereby agreed that for a period of twenty (20) years from the date of execution of this Agreement, the OWNER and successors in interest shall not file or cause to be filed or take any action that would result in the disconnection or deannexation of the Subject Property from the CITY

26 **SEVERABILITY**

If any provision of this Agreement is held invalid, such provision shall be deemed to be stricken and the invalidity thereof shall not affect any zoning classification which has been

approved by the CITY pursuant to the provisions of the CITY'S ordinances and regulations and shall not be changed during the term of this Agreement without OWNER and DEVELOPER'S approval and shall survive this Agreement and continue to be the zoning classification of the Subject Property unless changed in accordance with law

27 **RESPONSIBILITY**

It is understood and agreed by the parties hereto that, in the event all or any portion of the Subject Property is sold or conveyed at any time during the term of this Agreement, all of the obligations and responsibilities of the OWNER as herein set forth shall devolve upon and be assumed by such purchaser or grantee and the OWNER as herein defined shall be released from all obligations of the OWNER which relate to the Subject Property upon same being sold or conveyed. Notwithstanding the provisions stated above, neither the OWNER nor the DEVELOPER shall be released of the OWNER'S and DEVELOPER'S obligations hereunder until such purchaser or grantee has posted sufficient surety for the performance of OWNER'S and DEVELOPER'S obligations contained herein as required by CITY ordinance, policy or regulation, provided, however, that if the subject Property is conveyed by OWNER to DEVELOPER, OWNER shall be automatically released from all of its obligations hereunder, with no further actions or requirements, and such obligations shall be binding upon and performed by DEVELOPER

28 **BINDING EFFECT AND TERM.**

The parties intend that the terms and conditions of this Agreement shall be a covenant running with the land and shall be recorded against the title of the Subject Property and shall be binding upon and inure to the benefit of the parties hereto, successor owners of record

of land which is the subject of this Agreement, assignees, lessees, and upon any successor municipal authorities of said CITY and successor municipalities for a period of twenty (20) years from the date of execution hereof, and in addition that the zoning granted hereby shall survive the expiration of this Agreement, unless changed in accordance with law

29     NOTICE

Any notice or demand hereunder from one party to another party or to an assignee or successor in interest of either party or from an assignee or successor in interest of either party to another party, or between assignees or successors in interest, either party shall be in writing and shall be deemed duly served if mailed by prepaid registered or certified mail addressed as follows

If to the CITY

City Clerk  
City of Naperville  
400 South Eagle Street  
Naperville, IL 60540

If to any owner of record of any real property located within the Subject Property, and to the DEVELOPER

DOWNERS GROVE NATIONAL BANK  
TRUST NO 97-055  
DATED SEPTEMBER 4, 1997

and

PULLMAN BANK AND TRUST CO  
TRUST NO 71-82322  
DATED JUNE 14, 1994

With copies to

Willard F Brestal  
Dommermuth, Brestal, Cobine and West, Ltd  
P O Box 565  
123 Water Street  
Naperville, IL 60566-0565

or to such address as any party hereto or an assignee or successor in interest of a party hereto may from time to time designate by notice to the other parties hereto or their successors in interest

IN WITNESS WHEREOF, the parties have hereunto set their hands on the day and year

first written above

CITY OF NAPERVILLE, an  
Illinois municipal corporation

By A. George Pradel

Title Mayer

Attest Suzanne L Gagan

Title City Clerk

OWNER/DEVELOPER

DOWNERS GROVE NATIONAL BANK  
TRUST NO 97-055

By Terrance McCook

Title Assistant Vice President and Trust Officer

This document is signed by Downers Grove National bank, not individually but solely as Trustee under Trust Agreement mentioned in said document. Said Trust Agreement is hereby made a part hereof and any claims against said Trustee which may result from the signing of this Document shall be payable only out of any Trust property which may be held hereunder, except that no duty shall rest upon Downers Grove National Bank personally, or as Trustee, to sequester any of the earnings, avails, or proceeds of any real estate in said Trust. Said Trustee shall not be personally liable or performance of any of the terms and conditions of this Document or for the validity or condition of the title of said property or for any agreement with respect thereto. Any and all personal liability of the Downers Grove National Bank is hereby expressly waived by the parties hereto and their respective successors and assigns. All warranties, covenants, indemnities and representations of each kind are those of the Trustee's beneficiaries only and shall not in any way be considered the responsibility and liability of Downers Grove National Bank. This Trustee's exculpatory clause shall be controlling in the event of conflict of terms created by the documents executed by Downers Grove National Bank, as Trustee.

PULLMAN BANK AND TRUST  
TRUST NO 71-82322 AS TRUSTEE AND  
NOT INDIVIDUALLY

By 

Title Assistant Vice President

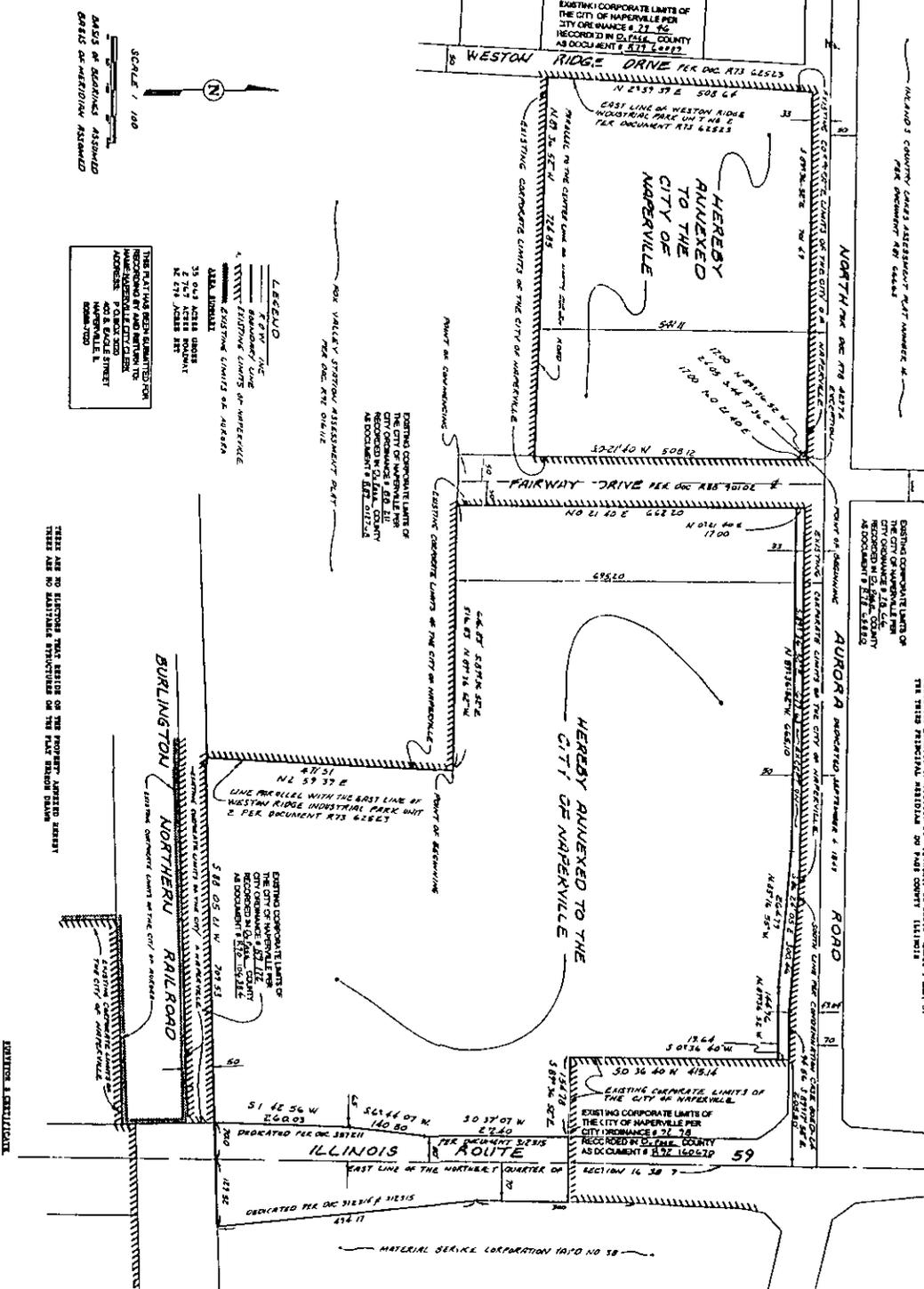
( Prepared by )  
Dommermuth, Brestal, Cobine and West, Ltd  
123 Water Street  
Post Office Box 565  
Naperville, Illinois 60566-0565

**RETURN TO:**  
**NAPERVILLE CITY CLERK**  
**P.O. BOX 3020**  
**400 S. EAGLE ST.**  
**NAPERVILLE IL 60566 7020**

**This Agreement is signed by Pullman Bank and Trust Company not individually but solely as Trustee under a certain Trust Agreement known as Trust No. 71-82322**

**Said Trust Agreement is hereby made a part hereof and any claims against said Trustee or any person interested beneficially or otherwise in said property which may result herefrom, shall be payable only out of any trust property which may be held thereunder. Any and all personal liability of the Pullman Bank and Trust Company, or any person interested beneficially or otherwise in said property is hereby expressly waived by the parties hereto and their respective successors and assigns.**

PLAT OF ANNEXATION TO THE CITY OF NAPEVILLE



STATE OF ILLINOIS... COURT OF BOARDS... THIS PLAT HAS BEEN RECORDED IN THE... AND HAS BEEN RECORDED IN BOOK... OF PLATS OF NAPEVILLE...

STATE OF ILLINOIS... COUNTY OF DU PAGE... THIS PLAT OF ANNEXATION IS SUBMITTED TO THE BOARD OF SUPERVISORS... AND HAS BEEN APPROVED BY THE CITY COUNCIL...

STATE OF ILLINOIS... COUNTY OF DU PAGE... THIS IS TO STATE THAT THE UNITED CONSULTANTS, INC. HAVE PLATTED THE... AND HAVE BEEN APPROVED BY THE BOARD OF SUPERVISORS...

INTECH CONSULTANTS, INC. SHEET 1 of 1 # 96058

THE PART OF THE THIRD REVISION... THE PART OF THE THIRD REVISION...

EXISTING ZONING D-2

# RAILWAY PLAZA

PRELIMINARY PUD AND SUBDIVISION PLAT FOR

NAPEVILLE, ILLINOIS

THE EAST-WAY PLAZA PLANNING UNIT DEVELOPMENT CONSISTS OF A 100-ACRE TRACT OF LAND IN THE NORTHWEST QUARTER OF SECTION 14, TOWNSHIP 14 NORTH, RANGE 10 WEST, COUNTY OF DEKALB, ILLINOIS. THE PLAZA WILL BE DEVELOPED AS A MIXED-USE COMMUNITY CENTER WITH A VARIETY OF COMMERCIAL, RESIDENTIAL, AND RECREATIONAL USES. THE PLAZA WILL BE DEVELOPED IN PHASES AND WILL BE SUBJECT TO THE CITY OF NAPEVILLE'S ZONING ORDINANCES AND SUBDIVISION PLAT ACTS.

EXISTING ZONING D COUNTRY LAKES

1. ALL PROPERTY IN THE DEVELOPMENT AND THE ADJACENT PROPERTY SHALL BE SUBJECT TO THE CITY OF NAPEVILLE'S ZONING ORDINANCES AND SUBDIVISION PLAT ACTS.
2. THE DEVELOPMENT SHALL BE SUBJECT TO THE CITY OF NAPEVILLE'S ZONING ORDINANCES AND SUBDIVISION PLAT ACTS.
3. THE DEVELOPMENT SHALL BE SUBJECT TO THE CITY OF NAPEVILLE'S ZONING ORDINANCES AND SUBDIVISION PLAT ACTS.
4. THE DEVELOPMENT SHALL BE SUBJECT TO THE CITY OF NAPEVILLE'S ZONING ORDINANCES AND SUBDIVISION PLAT ACTS.
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6. THE DEVELOPMENT SHALL BE SUBJECT TO THE CITY OF NAPEVILLE'S ZONING ORDINANCES AND SUBDIVISION PLAT ACTS.
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8. THE DEVELOPMENT SHALL BE SUBJECT TO THE CITY OF NAPEVILLE'S ZONING ORDINANCES AND SUBDIVISION PLAT ACTS.
9. THE DEVELOPMENT SHALL BE SUBJECT TO THE CITY OF NAPEVILLE'S ZONING ORDINANCES AND SUBDIVISION PLAT ACTS.
10. THE DEVELOPMENT SHALL BE SUBJECT TO THE CITY OF NAPEVILLE'S ZONING ORDINANCES AND SUBDIVISION PLAT ACTS.

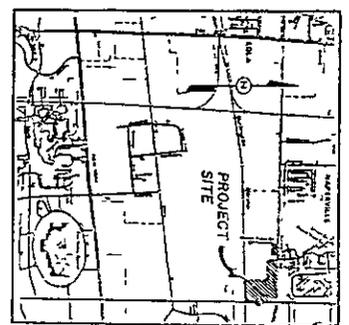
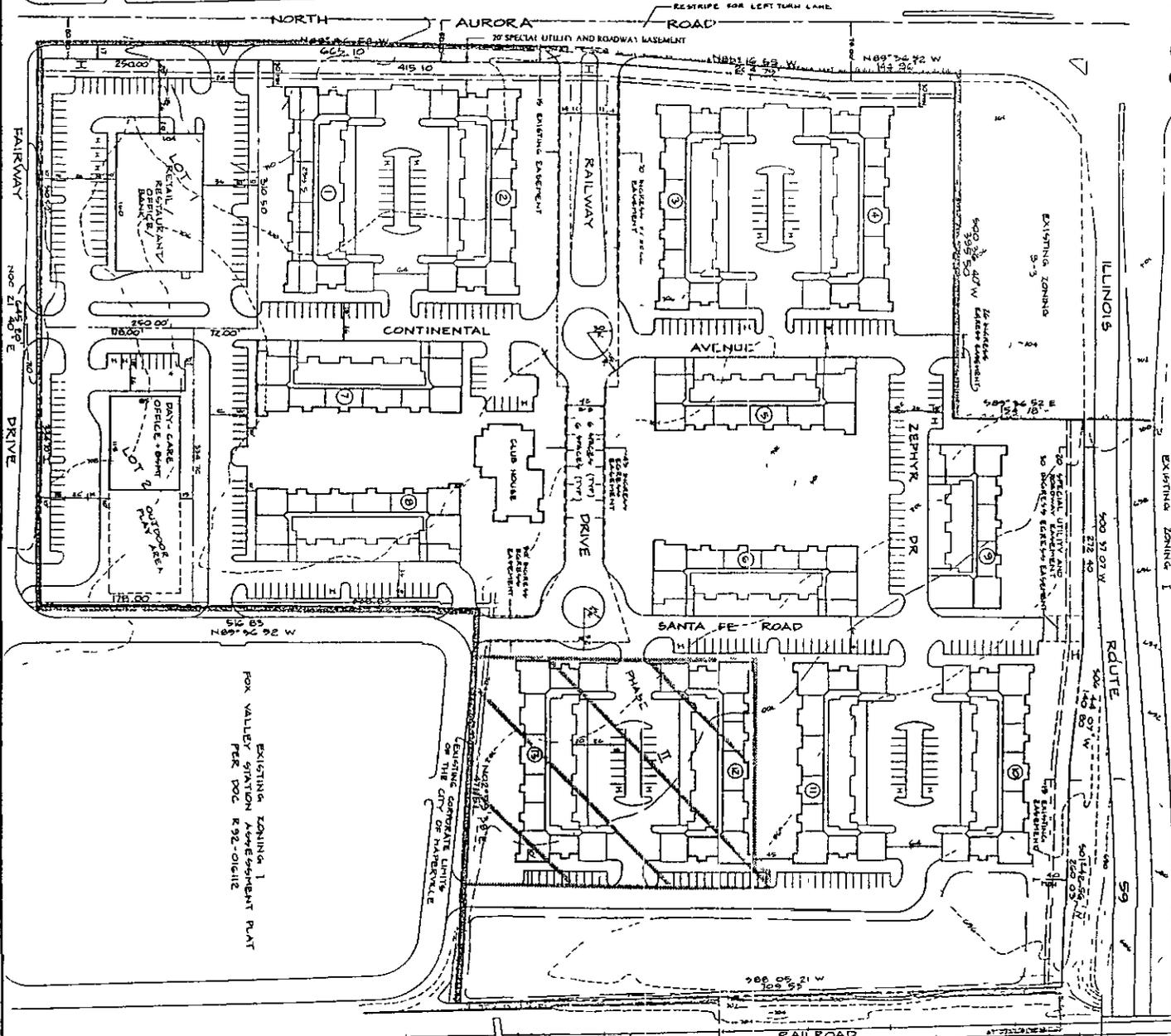


EXHIBIT B



**CITY OF NAPERVILLE  
MEMORANDUM**

**DATE:** July 16, 1997  
**TO:** Bill Brestal  
Mike Van Pouke  
**FROM:** Jim Parajon   
**SUBJECT:** Railway Plaza-Notes on Preliminary PUD

As previously discussed, the following notes should be added to the Preliminary and Final PUD submissions

1 Drive-through facilities shall meet the city's ordinance provisions for vehicle stacking. Given the fact that cross access and parking easements will be established for all commercial lots on the site, a portion of the internal parking aisles can be utilized for vehicle stacking subject to reasonable safety standards acceptable to the City.

2 The parking ratio for the overall commercial center shall be 4.2 spaces per 1000 square feet. This ratio can be reduced by the property owner through a shared parking agreement with adjacent property owners with City approval. Basement areas would not be included as part of the parking ratio calculation provided that such area is not used for retail space or non-accessory office space.

3 The maximum square footage of restaurant use for the commercial center shall be 30,000 square feet.

cc: Bob Kallien  
Jerry Dudgeon



# Naperville

## CITY COUNCIL AGENDA ITEM

**SUBJECT:** Vacant Lot Sidewalks and Unfulfilled Annexation Agreement Obligations

**TYPE OF VOTE:** Simple Majority

**ACTION REQUESTED:**

Delay the enforcement action of 1)Section 5-2B-5:4.1 requiring the installation of sidewalk within three (3) years of platting except as outlined for Ashwood Creek subdivision, 2)Section 5-1H-4:2.1 requiring the grading and establishment of turf on vacant lots, and 3) the requirement of annexation fees to be paid within one year; for a period of one year.

**BOARD/COMMISSION REVIEW:**

N/A

**COUNCIL ACTION PREVIOUSLY TAKEN:**

Date	Item	No. Action

**DEPARTMENT:** TED Business Group and Legal Department

**SUBMITTED BY:** William J. Novack, City Engineer/Engineering Services Team Leader and Margo Ely, City Attorney

**FISCAL IMPACT:**

None

**BACKGROUND:**

*Sidewalks and Vacant Lots*

The current slowdown in the building industry, specifically the residential housing market, continues to have impacts on the completion of projects and the Naperville community. Typically, home construction would start almost immediately after a project was entitled and almost all of the lots would be developed and occupied in a very short timeframe.

In an effort to provide pedestrian continuity and manage the conditions of the relatively small number of vacant lots within subdivisions, the City established the two main ordinances:

1. ***Sidewalk Ordinance:*** Section 5-2B-5-4 (attached) requires sidewalk to be installed on a lot within three (3) years of City Council's approval of the final plat of subdivision, or within one year of ninety percent (90%) build out of the defined subdivision by phase or unit, whichever occurs first.
2. ***Vacant Lot Ordinance:*** Section 5-1H-4 (attached) requires vacant lots to be graded for positive drainage and turf established within one year of either: 100% of the adjoining lots being occupied (but not sooner than five years after plat approval) or 90% of the lots in the subdivision phase or unit are occupied.

#### *Annexation Agreements*

Typically when parcels annex into the City of Naperville, the fees are paid within the specified timeframe (one year) within the agreement and the developer begins constructing the project. In the last few years, at least six projects annexed into the city and annexation fees have not been paid within the one year period specified in the annexation agreements. Technically, without intervention by the City, the agreements are considered expired and the annexation null and void.

#### **DISCUSSION:**

##### *Sidewalks*

There are over 400 vacant lots that, in the next year, will meet the requirements to install sidewalk under the municipal code section discussed above. Given the current economic conditions, the City has received requests for some relief from the obligation of installing sidewalk on vacant lots. Considering the economy and especially the impact on the residential housing market, staff recommends that the City delay enforcement of the ordinance requiring sidewalk to be installed within three years of final plat or within one year of 90% build out of the subdivision, with the exception of the Ashwood Creek subdivision.

Staff has been working with the residents and developers of Ashwood Creek subdivision, located southwest of the intersection of 111<sup>th</sup> Street and 248<sup>th</sup> Avenue, for the past six months on requests for sidewalk. Recently, residents have been notified that their children will no longer be bussed to Crone Middle School, but instead will be required to walk. Staff has worked closely with the residents to identify strategic locations to install sidewalk within the subdivision to provide sidewalk on one side of the street only. This requires installation of sidewalk on 21 of the 92 vacant lots in the subdivision. One developer owns 6 of those lots and has verbally committed to installing the sidewalk. Of the remaining 15 lots, no single developer owns more than two lots. A map of the subdivision and the proposed lots where staff recommends sidewalk to be installed is attached.

##### *Vacant Lot Ordinance*

After the approval of the vacant lot ordinance in 2008, staff sent letters to forty-three property owners of vacant lots requesting them to positively grade the property and establish turf on the vacant lots. The ordinance stipulated that existing vacant lots had to come into compliance within one year. Twenty-one of the forty-three lots are compliant today. Over the next two

years, many additional subdivisions will meet the qualifications for required grading and turf establishment since they were platted in late 2004 and 2005.

Staff recommends that given the current economic conditions that the city delay enforcement of the section of the vacant lot ordinance requiring grading and turf establishment for a period of one year. It should be noted that the provisions of the vacant lot ordinance forbidding debris, standing water, tall grass, and litter on lots will still be enforced.

*Annexation Agreements*

Staff has identified at least six (6) annexation agreements, where the 1-year expiration dates have expired due to non-payment of fees. Fees that have not been paid within one year of annexation approval include recapture costs for existing utilities and fees for future roadway improvements. The total amount of the outstanding fees is approximately \$175,000. Due to the time and effort invested by both the petitioners and the city in getting these parcels annexed into the city, staff recommends extending the time for payment of fees associated with these agreements an additional year. No building permits will be issued nor will the annexation agreements be recorded until fees are paid for a project.

*Building Permits*

The Municipal Code states that all permits shall expire after a period of one year or after a period of 180 days with no activity (i.e. inspections). However, the code also allows the Building Official to grant multiple 180 day extensions to permits should a justifiable cause be demonstrated. Given the current construction market, T.E.D. has seen an increase in the number of projects that meet the expiration criteria. Understanding the market conditions leading to this increase, T.E.D. staff is working with homeowners and contractors to allow additional time to complete projects while ensuring projects under construction remain safe for the surrounding properties. No City Council action is needed at this time.

**RECOMMENDATION:**

Delay the enforcement action of 1)Section 5-2B-5:4.1 requiring the installation of sidewalk within three (3) years of platting except as outlined for Ashwood Creek subdivision, 2)Section 5-1H-4:2.1 requiring the grading and establishment of turf on vacant lots, and 3) the requirement of annexation fees to be paid within one year; for a period of one year. If distressed economic conditions continue, the delay in enforcement can be reconsidered in June 2010.

**ATTACHMENTS:**

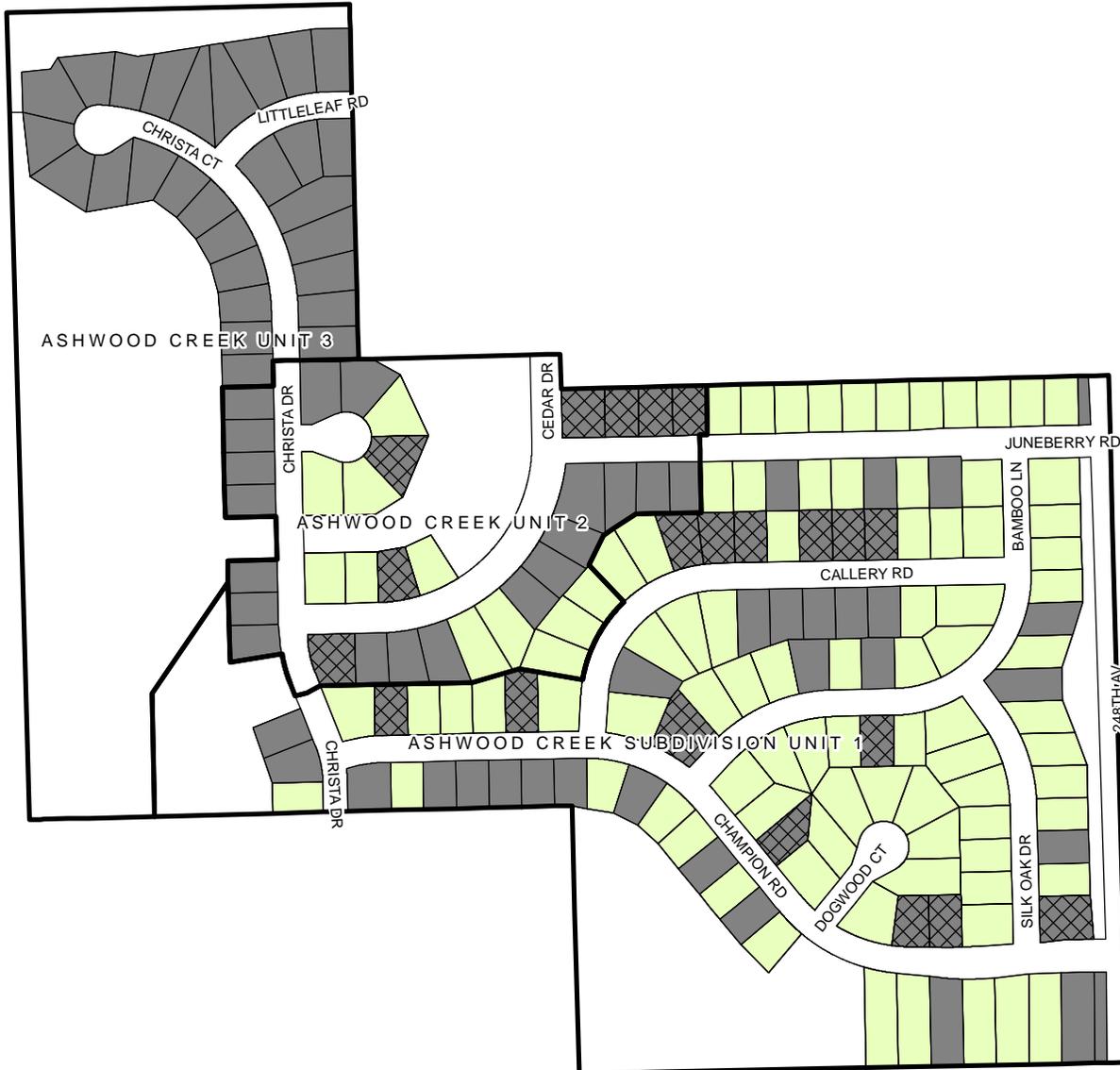
Map of Ashwood Creek  
Sidewalk ordinance  
Vacant lot ordinance

WN/bw

# City of Naperville

## ASHWOOD CREEK UNITS 1-3

### SIDEWALK EXHIBIT 1



	Recommended for Sidewalk Installation
	Occupied or Under Construction
	No Permits Issued



Transportation, Engineering and  
Development Business Group  
Questions Contact (630) 420-6719  
[www.naperville.il.us](http://www.naperville.il.us)  
June 2009

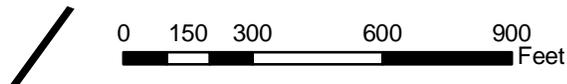


EXHIBIT 2

5-2B-5: SIDEWALK REQUIRED:

4. For new subdivisions, property owners (developers) that have not completed construction on their lot(s) shall be required to install sidewalks for each phase or unit of the subdivision according to the following, whichever occurs first:

4.1. Within three (3) years of city council's approval of the final plat of subdivision, or

4.2. Within one year of ninety percent (90%) build out of the defined subdivision by phase or unit. (Ord. 04-30, 3-2-2004)

5-1H-4: VACANT LAND:

2. Requirements:

2.1. Residential vacant lots, excluding lots resulting from a structure being razed, shall be graded for positive drainage and shall have turf established on the entire site within one year of either of the following occurrences:

EXHIBIT 3

5-1H-4: VACANT LAND:

2. Requirements:

2.1. Residential vacant lots, excluding lots resulting from a structure being razed, shall be graded for positive drainage and shall have turf established on the entire site within one year of either of the following occurrences:



# Naperville

## CITY COUNCIL AGENDA ITEM

**SUBJECT:** Authorize the City Manager to create and fill one civilian Emergency Management Coordinator position and eliminate one sworn Fire Department Lieutenant position, and change the title of the Assistant Fire Chief to Deputy Fire Chief in the Municipal Code.

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**TYPE OF VOTE:** Waive first reading requires six positive votes  
Authorizing hiring requires simple majority

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**ACTION REQUESTED:**

1. Waive the first reading and pass the Ordinance amending Title 1 of the Naperville Municipal Code:
    - a. Eliminating one Lieutenant position from the Fire Department and
    - b. Re-titling the Assistant Fire Chief position to a Deputy Fire Chief position
  
  2. Authorize the City Manager to recruit externally and hire personnel for following vacant position:
    - a. Emergency Management Coordinator
- 

**BOARD/COMMISSION REVIEW:**

N/A

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**COUNCIL ACTION PREVIOUSLY TAKEN:**

Date	Item	No. Action
09/16/08	03	Hiring Freeze

**DEPARTMENT:** Human Resources

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**SUBMITTED BY:** Diane DiGangi, Human Resources Team Leader

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**FISCAL IMPACT:**

The recommended actions will result in no change in FTEs and is expected to save approximately \$20,000 annually.

**BACKGROUND:**

On September 16, 2008, the City Council implemented a hiring freeze, requiring the City Manager to seek their approval prior to filling positions.

**DISCUSSION:**

***Civilian Emergency Management Coordinator***

1)	DEPARTMENT	JOB TITLE	RESULT	CHANGE IN BUDGETED HEADCOUNT
<b>VACANCY:</b>	Fire Department	<b><i>Emergency Management Coordinator</i></b>	Recommend position be filled externally	0
<b>SOURCING:</b>	External			0

The civilian Emergency Preparedness Manager position was staffed in the City Manager’s Office from 2004 until 2007 when the Fire Department absorbed the responsibilities of the program. In January of 2008, the City Council approved the elimination of the civilian FTE from the City Manager’s Office and the reassignment of the duties to an Assistant Chief position in the Fire Department. However, while the Assistant Chief of Emergency Preparedness position was posted, the position was never filled and ultimately eliminated as one of 23 vacant positions eliminated by City Council on December 18, 2008. In the absence of a designated Emergency Preparedness Manager, in April of 2008, the Fire Department temporarily reassigned Fire Department shift Lieutenant Dave Szablewski to a staff position to perform the duties.

Staff recommends reinstating the civilian Emergency Management Coordinator position in the Fire Department because it is more cost effective to hire a civilian employee than to continue pay a sworn employee to perform the same duties. Additionally, the duties of this position occasionally require the employee to work more than 40 hours per week and outside of the normal work schedule, which requires overtime compensation for a sworn employee. The civilian position would be exempt from overtime.

There will be no increase in FTEs associated with the new position, as the Fire Department recommends eliminating a currently vacant sworn Lieutenant position. Moreover, the new position is expected to result in cost savings of approximately \$20,000 in salary and benefits. During the hiring process, Lt. Szablewski will continue to perform the duties of the Emergency Management Coordinator and will return to his regular shift duties when the new civilian employee is hired.

*Staff recommendation to hire personnel*

*6/16/09*

*Page 3 of 3*

This position is essential for citywide emergency planning as well as for coordination of city operations in the event of an emergency. The position is responsible for managing the city's obligations with other jurisdictions, including DuPage and Will County, the two local school districts, the Illinois Emergency Management Agency and FEMA. In the past year, this position has been responsible for increasing emergency planning cooperation between the city and the business community through the Critical Incident Protocol program and the I-88 Corridor security committee. This position is responsible for ensuring the city maintains its emergency management accreditation, which is a requirement for receiving state and federal disaster reimbursements

For the past several years, approximately \$70,000 of this position's cost has been covered by a grant from the Illinois Emergency Management Agency. Staff will continue to apply for this grant as long as it remains available from the state but recommends that this position remain funded by the city even if grant funding is not available.

Because the Fire Department's sworn staffing levels are set by ordinance, the elimination of the lieutenant position requires Council action to amend the municipal code.

#### ***Deputy Fire Chief Title Change***

Staff recommends changing the title of the two incumbents in the first rank below the Fire Chief to Deputy Fire Chief from its current title of Assistant Fire Chief. This change will allow the Fire Department to be consistent with the National Incident Management System, which stipulates that a deputy may assume command responsibilities in the absence of the person to which the deputy reports. The new title will also be consistent with the Police Department, which changed the first rank below the Chief of Police from Captain to Deputy Chief in July of 2007. There is no change in compensation associated with this change and the change does not affect the command structure of the Fire Department, create a new rank or add any new positions. Because the titles are stated in the Municipal Code, this change requires Council action.

#### **RECOMMENDATION:**

Staff requests that the City Council approve the following recommendations:

- 1) Eliminate one Lieutenant position from the Fire Department.
- 2) Rename the title of Assistant Fire Chief to Deputy Fire Chief.
- 3) Approve to recruit externally and fill one Emergency Management Coordinator in the Fire Department.

#### **ATTACHMENTS:**

1. Ordinance amending Title 1 of the Naperville Municipal Code pertaining to staffing levels.

ORDINANCE NO. 09 - \_\_\_\_\_

AN ORDINANCE AMENDING  
SECTION 1-8B-1 (FIRE DEPARTMENT CREATED,  
MEMBERSHIP) OF ARTICLE B. (FIRE DEPARTMENT) OF  
CHAPTER 8 (MUNICIPAL DEPARTMENTS) OF TITLE 1  
(ADMINISTRATIVE) OF THE NAPERVILLE MUNICIPAL CODE

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF NAPERVILLE, DUPAGE AND WILL COUNTIES, ILLINOIS, in exercise of its home rule authority that:

**SECTION 1:** Section 1-8B-1 (Fire Department Created, Membership) of Article B. (Fire Department) of Chapter 8 (Municipal Departments) of Title 1 (Administrative) of the Naperville Municipal Code, as amended, is hereby further amended by deleting the stricken language and adding the underlined language as follows:

**1-8B-1: FIRE DEPARTMENT CREATED, MEMBERSHIP:**

1.	*	*	*
1.1	*	*	*
1.2	Fire Department sworn personnel are authorized as follows:		
	Fire Chief		1
	<del>Assistant Fire</del> <u>Deputy Chief</u>		2
	Battalion Chief/Bureau Chief		6
	Captain		10
	Lieutenant		<del>25</del> <u>24</u>
	Firefighter and Firefighter/Paramedic		156
	Total		<del>200</del> <u>199</u>

This Section shall not be construed as a restriction or limitation on the Police Chief's authority to fill a vacancy at the time that formal notice of an anticipated vacancy through retirement or otherwise is received by the Department as opposed to when the position is actually vacated. The Chief's power in this regard is limited to hiring actions that will expedite and support efforts to maintain staffing levels in

the Department in light of training requirements for new officers. In addition, the Chief's power is further limited in accordance with the annual operating budget as approved by the City Council and any amendments thereto.

- 1.3 Except for the fire chief, ~~assistant fire~~ deputy chiefs, and battalion chief/bureau chief, the Board of Fire and Police Commissioners shall be responsible for appointment of an personnel actions concerning full-time, sworn personnel, as provided by statute<sup>1</sup>.
2. \* \* \*
3. Appointment of ~~Assistant Fire Deputy~~ Chief and Battalion Chief/Bureau Chief: The Fire Chief shall have the authority to recruit and recommend individuals for appointment to assistant fire chief an. The City Manager shall have final approval of all such appointments. (Ord 05-094, 6-7-2005; amd. Ord. 07-135, 6-19-2007).
  - 3.1. Successful candidates for ~~assistant fire~~ deputy chief may be selected from within or outside the ranks of the fire department (Ord. 98-51, 4-21-1998)
  - 3.2. The ~~assistant fire~~ deputy chief and battalion chief/bureau chief shall serve at the pleasure of the fire chief.
  - 3.3. The fire chief may suspend an ~~assistant fire~~ deputy chief or a battalion chief/bureau chief for up to three (3) days. Any longer suspension, demotion or dismissal shall be approved by the City Manager without review by the Board of Fire and Police Commissioners.
  - 3.4. If an ~~assistant fire~~ deputy chief or battalion chief/bureau chief is appointed from the ranks of the fire department, the fire chief may, at his discretion, at any time, recommend to the City Manager that such ~~assistant fire~~ deputy chief or battalion chief/bureau chief should be demoted to the position held prior to the appointment. (Ord. 05-094, 6-7-2005; amd. Ord. 07-135, 6-19-2007)
4. Present ~~Assistant Deputy~~ Chiefs: Any individuals in the position of ~~assistant~~ deputy chief at the time of enactment of this Section shall be exempt from the provisions of this Chapter for the duration of the time that they are employed at the rank of ~~assistant~~ deputy chief. (Ord. 98-51, 4-21-1998).
5. \* \* \*

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<sup>1</sup> 65 ILCS 5/1- 2.1-6, *et seq.*

**SECTION 2:** This Ordinance shall be in full force and effect from and after its passage and approval.

PASSED this \_\_\_\_\_ day of \_\_\_\_\_, 2009.

AYES:

NAYS:

ABSENT:

APPROVED this \_\_\_\_\_ day of \_\_\_\_\_, 2009.

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A. George Pradel  
Mayor

ATTEST:

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Pam LaFeber  
City Clerk

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