

**WHEATON CITY COUNCIL PROCEEDINGS**  
**MONDAY, JUNE 19, 2017**  
**WHEATON CITY HALL, COUNCIL CHAMBERS, 303 W. WESLEY ST., WHEATON, IL**

**1. CALL TO ORDER AND ROLL CALL**

The regular Wheaton City Council Meeting was called to order at 7:00 p.m. by Mayor Michael Gresk. Upon roll call, the following were:

Physically Present: Mayor Michael J. Gresk  
Councilman Michael Barbier  
Councilwoman Suzanne Fitch  
Councilman John Prendiville  
Councilman John Rutledge  
Councilman Todd Scalzo  
Councilman Phil Suess

Absent: None

City Staff Present: Michael G. Dzugan, City Manager  
John M. Duguay, Assistant City Manager  
James Knippen, City Attorney  
Paul G. Redman, Director of Engineering  
James Volpe, Police Chief  
Kevin Maloney, Forestry Superintendent  
Holly A. Schulz, Director of Human Resources  
Sharon Barrett-Hagen, City Clerk

**2. PRESENTATIONS**

Mayor Gresk presided over a swearing-in ceremony for new police officer Britney Jackson.

**3. CITIZENS TO BE HEARD**

Ms. Young Oh, Java Connection, Downtown Train Station, expressed concerns about the decision on the part of the City to seek bids for leasing the coffee vendor space at the Front Street train station. She stated they have been there for about 10 years and have worked very hard to build a good relationship with the commuters, as well as the City. She said it would be a great hardship for her if she lost the lease and feels it is not fair to subject a business like hers the same way as other contracts the City has.

Mr. Bob Raymond, 2278 Appleby Drive, stated his car was flooded while parked at the College Station lot. He stated he called the City and, rather than receive an answer to his question, was told he had to attend the City Council meeting. Mr. Raymond asked if anything would be done to prevent flooding in the College Station parking lot. City Manager Dzugan stated there is nothing that can be done as the parking lot is located within a floodplain and there is no place to transport the water.

**4. CONSENT AGENDA**

Councilman Rutledge moved and Councilman Suess seconded that the following action be taken on the Consent Agenda items:

1. Approve the Minutes of the June 5, 2017 regular Wheaton City Council Meeting, as submitted.
2. Authorize the Issuance of an Outdoor Special Event Liquor License to the DuPage County Fair Association for the 2017 DuPage County Fair.

3. Authorize the Issuance of an Outdoor Special Event Liquor License to the Downtown Wheaton Association for the Wheaton Wine Walk.
4. Approve Requests and Authorize Issuance of Special Event Permits to Downtown Wheaton Association – Wheaton Wine Walk-Red & White and Wheaton Bible Church – Neighborhood Bible Club (Erie Street).
5. Adopt Resolution R-50-17, A Resolution Authorizing the Disposal of Certain Surplus Property (PD).
6. Approve Request for Bond Waiver and Authorize Issuance of Raffle License/DuPage Convalescent Center Foundation.
7. Adopt Resolution R-51-17, A Resolution Authorizing the Release of Closed Session Minutes.
8. Adopt Resolution R-52-17, A Resolution Authorizing the Execution of Amendment #1 to Agreement #C 36908 with Red Horse Incorporated for Manhole Rehabilitation Project.
9. Adopt Resolution R-53-17, A Resolution Authorizing the Execution of Amendment #2 to Agreement #C 36648 with Family Landscaping and Tree Works, Inc. for Tree/Stump Removal.

## Roll Call Vote on Consent Agenda

Ayes: Councilman Rutledge  
Councilman Scalzo  
Councilman Suess  
Councilman Barbier  
Councilwoman Fitch  
Councilman Prendiville  
Mayor Gresk

Nays: None  
Absent: None  
Motion Carried Unanimously

5. PASS ORDINANCE NO. F-2018, AN ORDINANCE AMENDING THE WHEATON CITY CODE, CHAPTER 26-139 – BUSINESSES – TOBACCO – PROXIMITY TO CERTAIN INSTITUTIONS

Councilman Scalzo moved and Councilman Prendiville seconded that Ordinance No. F-2018, An Ordinance Amending the Wheaton City Code, Chapter 26-139 – Businesses – Tobacco – Proximity to Certain Institutions, be passed.

City Manager Dzugan stated this item appeared as a first reading at the Council's meeting on June 5, 2017. He explained staff has made minor modifications to the ordinance reviewed at that meeting by adding clarifying language about schools. City Manager Dzugan recommended approval of the ordinance as submitted.

## Roll Call Vote:

Ayes: Councilman Scalzo  
Councilman Suess  
Councilman Barbier  
Councilwoman Fitch  
Councilman Prendiville

Mayor Gresk  
Councilman Rutledge

Nays: None  
Absent: None  
Motion Carried Unanimously

6. PASS ORDINANCE NO. F-2019, AN ORDINANCE AMENDING PORTIONS OF CITY OF WHEATON ZONING ORDINANCE – ARTICLE III ZONING DISTRICTS AND GENERAL REGULATIONS AND ARTICLE XIV I-1 INSTITUTIONAL DISTRICT

Councilman Suess moved and Councilman Rutledge seconded that Ordinance No. F-2019, An Ordinance Amending Portions of City of Wheaton Zoning Ordinance – Article III Zoning Districts and General Regulations and Article XIV I-1 Institutional District, be passed.

City Manager Dzugan stated that at their June 5, 2017 meeting, the Council directed staff to prepare an ordinance amending the Zoning Ordinance which would maintain the I-1 zoning classification for properties that currently have residential uses on them and create a new I-2 classification for other properties presently zoning I-1 which contain no residential use. He indicated the Planning & Zoning Board unanimously approved the proposed amendment and he recommended the City Council approve the proposed ordinance.

Roll Call Vote:  
Ayes: Councilman Suess  
Councilman Barbier  
Councilwoman Fitch  
Councilman Prendiville  
Mayor Gresk  
Councilman Rutledge  
Councilman Scalzo

Nays: None  
Absent: None  
Motion Carried Unanimously

7. APPOINTMENT/REAPPOINTMENTS TO CITY BOARDS & COMMISSIONS

Mayor Gresk moved and Councilman Prendiville seconded that Nancy McDonal and Michael Mach be reappointed to the Band Commission, Kay McKeen be reappointed to the Environmental Improvement Commission, David Horton be appointed and Stuart Johnson be reappointed to the Housing Commission, and Christine Fenne and Chantelle Porter be reappointed to the Library Board, all for three year terms respectively.

Roll Call Vote:  
Ayes: Mayor Gresk  
Councilman Rutledge  
Councilman Scalzo  
Councilman Suess  
Councilman Barbier  
Councilwoman Fitch  
Councilman Prendiville

Nays: None  
Absent: None  
Motion Carried Unanimously

8. ADOPT RESOLUTION R-54-17, A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH ACRES GROUP FOR THE 2017 TREE PLANTING PROGRAM

Councilman Suess moved and Councilwoman Fitch seconded that Resolution R-54-17, A Resolution Authorizing the Execution of an Agreement with Acres Group for the 2017 Tree Planting Program, be adopted.

City Manager Dzugan reported the Procurement Officer has recommended the City enter into an agreement with Acres Group to furnish and plant approximately 800 trees in the amount of \$196,440 with planting taking place this fall and next spring. City Manager Dzugan stated this constitutes Year 4 of a 6-year program to reforest the City's parkways and \$223,000 had been budgeted for this work. He recommended adoption of the resolution as submitted.

Councilman Suess asked if we have planted 800 trees each year of the program. Forestry Superintendent Maloney replied that around 900 trees were planted in 2016, with approximately 600 trees planted in Years 1 and 2. In response to Councilman Rutledge, Forestry Superintendent Maloney stated we cannot increase the number of trees to meet the City's budgeted amount due to a shortage of trees.

Roll Call Vote:

Ayes: Councilman Suess  
Councilman Barbier  
Councilwoman Fitch  
Councilman Prendiville  
Mayor Gresk  
Councilman Rutledge  
Councilman Scalzo

Nays: None  
Absent: None

Motion Carried Unanimously

9. ADOPT RESOLUTION R-55-17, A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH J. CONGDON SEWER SERVICE, INC. FOR 2017 WEST STREET WATER MAIN REHABILITATION

Councilman Prendiville moved and Councilman Suess seconded that Resolution R-55-17, A Resolution Authorizing the Execution of an Agreement with J. Congdon Sewer Service, Inc. for 2017 West Street Water Main Rehabilitation, be adopted.

City Manager Dzugan stated the Procurement Officer has recommended the City enter into an agreement with J. Congdon Sewer Service in the amount of \$689,894 for replacement of the water main on West Street between Roosevelt Road and Childs Street. He indicated \$839,000 had been budgeted for this work and recommended adoption of the resolution as presented.

In response to Councilman Rutledge, Director of Engineering Redman indicated this work cannot be combined with repaving work scheduled for next year as the use of federal dollars for the repaving work does not allow adding additional work.

Roll Call Vote:

Ayes: Councilman Prendiville  
Mayor Gresk  
Councilman Rutledge  
Councilman Scalzo  
Councilman Suess

Councilman Barbier  
Councilwoman Fitch

Nays: None  
Absent: None  
Motion Carried Unanimously

10. ADOPT RESOLUTION R-56-17, A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH WESTERN SPECIALTY CONTRACTORS FOR PARKING STRUCTURES MAINTENANCE REPAIRS

Councilman Rutledge moved and Councilman Suess seconded that Resolution R-56-17, A Resolution Authorizing the Execution of an Agreement with Western Specialty Contractors for Parking Structures Maintenance Repairs, be adopted.

City Manager Dzugan reported the Procurement Officer has recommended the City enter into an agreement with Western Specialty Contractors in the amount of \$214,475 for structural repairs and maintenance of the City's two parking garages. He stated \$285,000 had been budgeted in the Parking Fund for this work. City Manager Dzugan stated the City is taking a proactive approach with these repairs which should prevent extensive future repairs as a result of deferred maintenance. He recommended adoption of the resolution as presented.

Councilman Suess questioned how much work would be done in each parking garage. City Manager Dzugan stated he would provide the Council with that information.

Roll Call Vote:  
Ayes: Councilman Rutledge  
Councilman Scalzo  
Councilman Suess  
Councilman Barbier  
Councilwoman Fitch  
Councilman Prendiville  
Mayor Gresk

Nays: None  
Absent: None  
Motion Carried Unanimously

11. ADOPT RESOLUTION R-57-17, A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH KENIG, LINDGREN, O'HARA, ABOONA, INC. FOR TRAFFIC ENGINEERING SERVICES

Councilman Scalzo moved and Councilman Barbier seconded that Resolution R-57-17, A Resolution Authorizing the Execution of an Agreement with Kenig, Lindgren, O'Hara, Aboona, Inc. for Traffic Engineering Services, be adopted

City Manager Dzugan stated the Procurement Officer has recommended the City enter into an agreement with KLOA in the amount of \$28,000 for traffic engineering services in a continuation of the City's efforts in reviewing speed limits. He stated the scope of work will include data collection, traffic counts and speed surveys, documentation of existing conditions, and a roadway summary at 50 survey/count locations throughout the City. City Manager Dzugan stated the work would begin in September to capture school traffic and recommended approval of the resolution as submitted.

Councilwoman Fitch the questioned if the scope of the work was sufficient to complete the analysis. Director of Engineering Redman stated the scope of the project is limited to collection of data regarding traffic on collector streets. He stated KLOA would present the data to the City for review and analysis.

In response to Councilman Barbier, Director of Engineering Redman confirmed this is not a study relating to speed reduction, it is a data collection study. He stated the City has never done a comprehensive study of all collector streets at one time.

Councilman Suess feels this is an important study as it will provide a baseline for the City in responding to resident traffic complaints.

Roll Call Vote:

Ayes: Councilman Scalzo  
Councilman Suess  
Councilman Barbier  
Councilwoman Fitch  
Councilman Prendiville  
Mayor Gresk  
Councilman Rutledge

Nays: None  
Absent: None

Motion Carried Unanimously

12. COUNCIL COMMENT

Mayor Gresk encouraged everyone to attend the fireworks on July 3 and the 4<sup>th</sup> of July parade.

13. APPROVAL OF WARRANT

Councilman Suess moved and Councilman Scalzo seconded that Warrant No. 706 in the amount of \$1,833,739.11 be approved.

Roll Call Vote:

Ayes: Councilman Suess  
Councilman Barbier  
Councilwoman Fitch  
Councilman Prendiville  
Mayor Gresk  
Councilman Rutledge  
Councilman Scalzo

Nays: None  
Absent: None

Motion Carried Unanimously

13. CLOSED SESSION

Councilwoman Fitch moved and Councilman Rutledge seconded that the Wheaton City Council adjourn to closed session at 7:30 p.m. for the purpose of discussing Collective Bargaining (5 ILCS 120/2(c)(2)), Pending Litigation (5 ILCS 120/2(c)(11)), and Personnel Evaluations (5 ILCS 120/2(c)(1)).

Mayor Gresk indicated that no action will be taken after the Closed Session.

Roll Call Vote:

Ayes: Councilwoman Fitch  
Councilman Prendiville  
Mayor Gresk  
Councilman Rutledge  
Councilman Scalzo  
Councilman Suess  
Councilman Barbier

Nays: None  
Absent: None

Motion Carried Unanimously

The City Council returned to the open portion of their meeting at 8:58 p.m.

14. ADJOURNMENT

Councilman Scalzo moved and Councilman Prendiville seconded that the regular Wheaton City Council Meeting be adjourned at 8:59 p.m.

Roll Call Vote:

Ayes: Councilman Scalzo  
Councilman Suess  
Councilman Barbier  
Councilwoman Fitch  
Councilman Prendiville  
Mayor Gresk  
Councilman Rutledge

Nays: None  
Absent: None

Motion Carried Unanimously

Respectfully submitted,

Sharon Barrett-Hagen  
City Clerk