

ANYONE WISHING TO ADDRESS THE BOARD ON ANY OF THE FOLLOWING AGENDA ITEMS SHOULD CONTACT THE MAYOR PRIOR TO THE START OF TONIGHT'S MEETING AT 8:00 P.M.

**VILLAGE OF BOLINGBROOK**

**REGULAR MEETING**

**AGENDA FOR FEBRUARY 10, 2009**

**ROGER C. CLAAR**  
Mayor

**CAROL S. PENNING**  
Village Clerk

**JAMES S. BOAN**  
Village Attorney

**TRUSTEES**  
**LEROY J. BROWN**  
**MICHAEL T. LAWLER**  
**RICARDO MORALES**  
**JOSEPH B. MORELLI**  
**PATRICIA SCHANKS**  
**SANDRA S. SWINKUNAS**

**PLEDGE OF ALLEGIANCE:**

**A. ROLL CALL:**

**B. APPROVAL OF MINUTES:**

1. Regular Meeting of January 27, 2009

**C. APPROVAL OF AGENDA:**

**D. APPROVAL OF APPOINTMENTS – BOARDS AND COMMISSIONS:**

**E. REPORTS OF OFFICERS:**

1. Mayor

2. Staff

a. Bill Approval

1. Exhibit A - \$1,479,452.45 (Payables)

2. Exhibit B - \$ 382,959.85 (Pre-paids)

Total: \$1,862,412.30

**F. RESOLUTIONS**

1. **Resolution (09R-005) Accepting Public Improvements in the Fairways of Augusta Unit 1 (Ryland/Pulte)**
2. **Resolution (09R-006) Authorizing Purchase of Portable Man Lift from Stevenson Sales & Service**
  - **Purchase in the amount of \$14,000**

**G. ORDINANCES**

1. **PC 09-03 Approval of a Special Use Permit for a Carry-Out Restaurant—Mary Hanna Mediterranean Restaurant; Monarch Design & Construction, LLC, Applicant**
  - **Ordinance (09-005) Approving Special Use Permit for Carry-Out Restaurant—Mary Hanna Mediterranean Restaurant (169 Lily Cache Lane)**
2. **Ordinance (09-006) Amending Chapter 13 of the Municipal Code and Decreasing Class “C-4” from Two (2) to One (1) – Just Ducky**
3. **Ordinance (09-007) Amending Certain Provisions of Chapters 30 and 33 of the Municipal Code**
  - **Affects: lighting standards; financial guarantees; detention ponds**

**H. QUESTIONS FROM THE AUDIENCE:**

**I. QUESTIONS FROM THE PRESS:**

**J. TRUSTEES’ COMMENTS AND REPORTS:**

**K. EXECUTIVE SESSION:**

**L. ADJOURNMENT:**

**Approval for Submission:**

**James S. Boan  
Village Attorney**

**A REGULAR MEETING OF THE MAYOR AND BOARD OF TRUSTEES  
OF THE VILLAGE OF BOLINGBROOK – FEBRUARY 10, 2009**

**CALL TO ORDER**

The Regular Meeting of the Mayor and Board of Trustees of the Village of Bolingbrook was called to order at the hour of 8:02 p.m., February 10, 2009, in Bolingbrook, Illinois, by Mayor Roger C. Claar.

**PLEDGE OF ALLEGIANCE**

Mayor Roger C. Claar requested that William Mayer, DuPage Township Supervisor, lead the Pledge of Allegiance to the Flag.

**ROLL CALL**

Village Clerk, Carol S. Penning, called the roll. Present were: Mayor Roger C. Claar, Trustees Leroy J. Brown, Rick Morales, Joseph B. Morelli, Patricia Schanks and Sandra S. Swinkunas

Absent: Michael T. Lawler

Also present were: Village Attorney - James Boan, Police Chief - Kevin McCarthy, Fire Chief - David Litton, Director of Public Works – Mike Drey, Director of Community Development - Dennis Kowalczyk, Acting Finance Director – Rosa Cojulun, IT Director - Brenda Ladipo, and Village Clerk – Carol S. Penning

Representing the press: Anastasia Tuskey – The Bolingbrook Bugle  
Bob Anderson – The Bolingbrook Sun

**JOURNAL OF PROCEEDINGS**

Motion Brown, second Swinkunas to approve the minutes of the January 27, 2009, Village Board meeting submitted by the Village Clerk.

VOICE VOTE. MOTION CARRIED.

**APPROVAL OF AGENDA/ADDITIONS**

There were no additions or corrections to the agenda.

Motion Morales, second Schanks to approve the agenda.

VOICE VOTE. MOTION CARRIED.

**APPROVAL OF APPOINTMENTS**

None.

**REPORTS OF OFFICERS**

None.

**BILL APPROVAL**

Motion Swinkunas, second Morelli to approve expenditures as submitted in Exhibit A (Payables) in the amount of \$1,470,452.46 and Exhibit B (Pre-Paids) in the amount of \$382,959.85 for a total of \$1,862,412.30; copies attached hereto.

ROLL CALL: Yea 5 - Brown, Morales, Morelli, Schanks, Swinkunas

Nay 0 - None

Absent 1 - Lawler

Motion Carried.

**RESOLUTION 09R-005**

**ACCEPTING PUBLIC IMPROVEMENTS IN THE FAIRWAYS OF AUGUSTA UNIT 1 (RYLAND/PULTE)**

Motion Brown, second Morales to adopt a resolution to accept Public Improvements in the Fairways of Augusta Unit 1 subdivision from Ryland/Pulte.

Unit 1 of the Fairways of Augusta Village consists of 65 acres which has been developed with 120 homes. Pulte Homes started the project in 2003 and Ryland Homes completed it. All of the public improvements were complete and the required land donations have been made. This resolution accepted the public improvements. The one year warranty commenced upon acceptance.

ROLL CALL: Yea 5 - Brown, Morales, Morelli, Schanks, Swinkunas

Nay 0 - None

Absent 1 - Lawler

Motion Carried.

**RESOLUTION 09R-006**

**AUTHORIZING PURCHASE OF PORTABLE MAN LIFT FROM STEVENSON SALES & SERVICE**

Motion Swinkunas, second Morelli to adopt a resolution to authorize the purchase of a portable man lift from Stevenson Sales & Service.

The Village currently has a “man lift” for use at the Performing Arts Center, Golf Club and Village Hall. The current unit needs to be replaced. This resolution authorized the purchase of one (1) Haulotte Compact lift unit in the amount of \$14,000. The purchase was from Stevenson Sales and Service, a local company.

ROLL CALL: Yea 5 - Brown, Morales, Morelli, Schanks, Swinkunas

Nay 0 - None

Absent 1 - Lawler

Motion Carried.

**PC 09-03**

**APPROVAL OF A SPECIAL USE PERMIT FOR A CARRY-OUT RESTAURANT - MARY HANNA MEDITERRANEAN RESTAURANT; MONARCH DESIGN & CONSTRUCTION, LLC, APPLICANT**

Motion Swinkunas, second Schanks to approve Plan Commission Report 09-03 for a Special Use Permit for a carry-out restaurant - Mary Hanna Mediterranean Restaurant; Monarch Design & Construction, LLC, applicant.

VOICE VOTE. MOTION CARRIED

**ORDINANCE 09-005**

**APPROVING SPECIAL USE PERMIT FOR CARRY-OUT RESTAURANT - MARY HANNA MEDITERRANEAN RESTAURANT (169 LILY CACHE LANE)**

Motion Morelli, second Morales to pass an ordinance approving a Special Use Permit for a carry-out restaurant called Mary Hanna Mediterranean Restaurant at 169 Lily Cache Lane.

Mary Hanna addressed the meeting and discussed details of her new restaurant. She is from Egypt and the cuisine will be Egyptian in origin. Sixty percent of the dishes will be vegetarian. She plans to start her business by October 2009. She will only have seating for around 15 people (not the 36 people as in the Plan Commission report). Most of her business will be carry-out. This is Mary Hanna's first restaurant. She currently owns a hair salon in the shopping center across the street.

Monarch Design & Construction is developing Creekside Commons, a 14,369 square foot retail center on the south side of Lily Cache Lane, west of Bank of America. They sought approval of a Special Use Permit for a 1,350 square foot retail space to be improved with a carry-out restaurant named Mary Hanna Mediterranean Restaurant. The proposed restaurant will have seating for 36 people. The Plan Commission has reviewed and recommended approval.

ROLL CALL: Yea 5 - Brown, Morales, Morelli, Schanks, Swinkunas

Nay 0 - None

Absent 1 - Lawler

Motion Carried.

**ORDINANCE 09-006**

**AMENDING CHAPTER 13 OF THE MUNICIPAL CODE AND DECREASING CLASS "C-4" FROM TWO (2) TO ONE (1) - JUST DUCKY**

Motion Morales, second Schanks to pass an ordinance amending Chapter 13 of the Municipal Code and decreasing Class C-4 from two (2) to one (1) - Just Ducky.

“Just Ducky” at the Promenade chose not to renew their liquor license. This ordinance reduced the number of “C-4” licenses from two (2) to one (1) to reflect the change.

ROLL CALL: Yea 5 - Brown, Morales, Morelli, Schanks, Swinkunas

Nay 0 - None

Absent 1 - Lawler

Motion Carried.

**ORDINANCE 09-007**

**AMENDING CERTAIN PROVISIONS OF CHAPTERS 30 AND 33 OF THE MUNICIPAL CODE**

Motion Swinkunas, second Morales to pass an ordinance amending certain provisions of Chapters 30 and 33 of the Municipal Code.

This ordinance was a “housekeeping” measure recommended by the Engineering Department. Annually, the department updates their codes to enhance procedures or reflect changes in the industry. These amendments include items regulating detention ponds, outdoor lighting and financial guarantees. Mike Drey, Public Works & Engineering Director, detailed some of the requested changes in the Code.

ROLL CALL: Yea 5 - Brown, Morales, Morelli, Schanks, Swinkunas

Nay 0 - None

Absent 1 - Lawler

Motion Carried.

**QUESTIONS FROM THE AUDIENCE**

None.

**QUESTIONS FROM THE PRESS**

None.

**TRUSTEE COMMENTS**

Trustee Morales gave details of the Bolingbrook Lions Club St. Patrick Dinner Dance held on April 14th at the Levy Center.

Trustee Morelli wished the Bolingbrook Lady Raiders and Men's Raiders Basketball team's good luck in the play-offs.

Trustee Schanks gave information concerning the Annual Valentine's Day Ball on February 14th at the Holiday Inn. She also talked about the Community Service Council's very successful brunch held last Sunday at the Levy Center and thanked those that attended. She also mentioned that Mayor Claar was a guest speaker for the event.

Trustee Brown informed residents that Village Hall will be closed on Presidents Day, Monday, February 16th. This holiday will not affect garbage pick-up schedules. He also talked about the All Line CarStar event held yesterday where a vehicle was donated to a Bolingbrook family-in-need.

Trustee Swinkunas gave details on the DuPage Township Job Fair being held on Wednesday, February 11th at the Levy Center.

**EXECUTIVE SESSION**

None.

**ADJOURNMENT**

Motion Swinkunas, second Brown to adjourn the meeting.

VOICE VOTE. MOTION CARRIED AND MEETING ADJOURNED AT 8:23 PM.

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Roger C. Claar  
MAYOR

ATTEST:

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Carol S. Penning, CMC  
VILLAGE CLERK