

**A REGULAR MEETING OF THE MAYOR AND BOARD OF TRUSTEES
OF THE VILLAGE OF BOLINGBROOK – JANUARY 24, 2012**

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 8:00 p.m., January 24, 2012, in Bolingbrook, Illinois, by Deputy Mayor Leroy J. Brown. Mayor Claar was out of town.

PLEDGE OF ALLEGIANCE

Deputy Mayor Brown requested that his wife, Pat Brown, lead the Pledge of Allegiance to the Flag.

PROCLAMATIONS

None

ROLL CALL

Village Clerk, Carol Penning, called the roll. Present were: Trustees Leroy J. Brown, Michael T. Lawler, Ricardo Morales, Joseph B. Morelli, Patricia Schanks, Sandra S. Swinkunas.

Absent: Mayor Roger C. Claar

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

Absent: None

Representing the press: Joseph Ruzich - Tribune Local

JOURNAL OF PROCEEDINGS

Motion Swinkunas, second Lawler to approve the minutes of the January 10, 2012, Village Board meeting submitted by the Village Clerk.

Voice vote. Motion carried.

APPROVAL OF AGENDA/ADDITIONS

There were no additions or corrections to the regular meeting agenda.

Motion Schanks, second Morales to approve the agenda.

VOICE VOTE. MOTION CARRIED.

APPROVAL OF APPOINTMENTS

None

PUBLIC HEARING RE ANNUAL ACTION PLAN FOR THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM FOR 2010 (CONTINUED FROM DECEMBER 13, 2011, BOARD MEETING)

Motion Morelli, second Lawler to continue the Public Hearing regarding the Annual Action Plan for the Community Development Block Grant Program for 2010.

ROLL CALL: Yea 6 - Brown, Lawler, Morales, Morelli, Schanks, Swinkunas

Nay 0 - None

Absent 1 - Mayor Claar

Motion carried. The Public Hearing opened at 8:02 p.m.

This public hearing for CDBG funding was opened at the December 13, 2011 board meeting and was continued until tonight. The document has been on display. No public comments have been received. The programs contained in the 2010-11 budget included:

| | |
|--------------------------------------|------------------|
| Housing/Finance Counseling: | |
| Foreclosure Prevention | \$ 36,000 |
| Housing/Emergency Repairs Assistance | \$ 35,000 |
| Emergency Housing Assistance | |
| For Displaced Persons | \$ 2,000 |
| Police Officer (partial salary) for | |
| "low-moderate" income areas | \$ 13,562 |
| Infrastructure Improvements | \$188,437 |
| Administration | <u>\$ 68,749</u> |
| | TOTAL |
| | \$343,748 |

There were no questions or comments received.

Motion Morales, second Morelli to close the Public Hearing.

ROLL CALL: Yea 6 - Brown, Lawler, Morales, Morelli, Schanks, Swinkunas

Nay 0 - None

Absent 1 - Mayor Claar

Motion carried. The Public Hearing Closed at 8:05 p.m.

BILL APPROVAL

Motion Swinkunas, second Lawler to approve expenditures submitted as Bill Listing A - Payables in the amount of \$1,374,246.71 and Bill Listing B - Pre-paids in the amount of \$343,504.25 totaling \$1,717,750.96. (Copies available in the Finance Dept. and Clerk's Office.)

ROLL CALL: Yea 6 - Brown, Lawler, Morales, Morelli, Schanks, Swinkunas

Nay 0 - None

Absent 1 - Mayor Claar

Motion carried.

TAX RECEIPTS

1. October, 2011 State Income Tax - \$357,804.62 (October, 2010 State Income Tax - \$427,521.31) – a 16.3% Decrease
2. November, 2011 Sales Tax - \$2,091,735.00 (November, 2010 Sales Tax - \$1,896,153.09) – a 10.3% Increase
3. November, 2011 Motor Fuel Tax - \$165,541.05 (November, 2010 Motor Fuel Tax - \$159,667.13) – a 3.7% Increase

RESOLUTIONS

RESOLUTION 12R-004

APPROVING PROPOSAL FROM CHRISTIAN-ROGE & ASSOCIATES FOR CONCEPTUAL DRAINAGE STUDY

Motion Schanks, second Swinkunas to adopt a resolution approving a proposal from Christian-Roge & Associates for a Conceptual Drainage Study.

Portions of the area located south of I-55 and east of Illinois Rt. 53 were developed prior to their annexation into the Village. Thirteen (13) parcels were developed without any stormwater detention requirements. This resolution accepted a proposal from Christian-Roge & Associates to perform a stormwater drainage study of the area. The cost should not exceed \$14,581.

ROLL CALL: Yea 6 - Brown, Lawler, Morales, Morelli, Schanks, Swinkunas

Nay 0 - None

Absent 1 - Mayor Claar

Motion carried.

ORDINANCES

PC 12-02

APPROVAL OF A SPECIAL USE PERMIT FOR A CARRY-OUT RESTAURANT – SUBWAY, 520 W. BOUGHTON ROAD; ZJ GROUP LLC, APPLICANT

Motion Swinkunas, second Lawler to accept Plan Commission PC 12-02 for approval of a Special Use Permit for a carry-out restaurant - Subway located at 520 W. Boughton Rd.; ZJ Group, LLC, Applicant.

Voice vote. Motion Carried.

ORDINANCE 12-006

APPROVING SPECIAL USE PERMIT FOR A CARRY-OUT RESTAURANT-SUBWAY (BOUGHTON AND SCHMIDT PLAZA) 520 WEST BOUGHTON ROAD

Motion Schanks, second Morales to pass an ordinance approving a Special Use Permit for a carry-out restaurant - Subway (Boughton and Schmidt Plaza) 520 West Boughton Rd.

The applicant, ZJ Group d/b/a Subway, would like to operate a carry-out restaurant at 520 West Boughton Road. This is the small multi-tenant building at the northwest corner of Schmidt Road and Boughton. The 1,900 sq. ft. space is the westerly “end cap” unit. It is currently vacant space.

Fred McCauley testified in opposition to this use during the Plan Commission Public Hearing. The Plan Commission has reviewed and recommended approval.

Note: The owner plans to close his Subway restaurant at Weber and Boughton upon completion of this space.

ROLL CALL: Yea 6 - Brown, Lawler, Morales, Morelli, Schanks, Swinkunas

Nay 0 - None

Absent 1 - Mayor Claar

Motion carried.

PC 12-03

APPROVAL OF TWO DEVELOPMENT CODE VARIANCES IN ORDER TO INSTALL LIGHTING WITHIN THE MAIN PARKING LOT – JUBILEE BAPTIST CHURCH; STEVE BRADLEY, TRUSTEE OF THE CHURCH, APPLICANT

Motion Morelli, second Schanks to accept Plan Commission report PC 12-03 for approval of two (2) Development Code variances in order to install lighting within the main parking lot at Jubilee Baptist Church; Steve Bradley, Trustee of the church, Applicant.

Voice vote. Motion carried.

ORDINANCE 12-007

APPROVING DEVELOPMENT CODE VARIATIONS RE LIGHTING-JUBILEE BAPTIST CHURCH, 660 ROYCE ROAD

Motion Lawler, second Morales to pass an ordinance approving Development Code variations regarding lighting at Jubilee Baptist Church, 660 Royce Road.

Jubilee Baptist Church is located at 660 Royce Road. They are planning to install parking lot lighting in their main lot. In order to minimize the possibility of “spill over” light on to the residences to the east (Heritage Knolls), the staff recommended that a variance be sought to reduce the lighting level along the perimeter of the parking lot from .25 footcandles (code required) to .1 footcandles. This ordinance granted the variance.

The Plan Commission has reviewed and recommended approval.

ROLL CALL: Yea 6 - Brown, Lawler, Morales, Morelli, Schanks, Swinkunas

Nay 0 - None

Absent 1 - Mayor Claar

Motion carried.

PC 12-04

APPROVAL OF AN AMENDMENT TO A SPECIAL USE PERMITS FOR WIRELESS UTILITIES WITH VARIANCES. H. HUMPHREY MIDDLE SCHOOL, 777 W. FALCONRIDGE WAY – ASTRID, WELCH, VALLEY VIEW SCHOOL DISTRICT, APPLICANTS

Motion Morales, second Morelli to accept Plan Commission report PC 12-04 for approval of an amendment to a Special Use Permits for wireless utilities with variances, H. Humphrey Middle School, 777 W. Falconridge Way; Astrid Welch, Valley View School District, Applicants.

Voice vote. Motion carried.

ORDINANCE 12-008

AMENDING SPECIAL USE PERMIT FOR WIRELESS UTILITIES - H. HUMPHREY MIDDLE SCHOOL, VALLEY VIEW SCHOOL DISTRICT

Motion Swinkunas, second Schanks to pass an ordinance amending a Special Use Permit for wireless utilities at H. Humphrey Middle School, Valley View School District.

The Valley View School District is in the process of installing a “point to point” wireless data system between the schools. In November, 2011, Ordinance 11-061 was passed where the Village Board approved a Special Use Permit for the installation of antennae at four (4) schools. The school district sought a Special Use Permit with associated variances to install a 5th antenna at H. Humphrey Middle School. This ordinance approved the Special Use Permit.

Astrid Welch, representing the Valley View School District, explained that this project would upgrade the internet connections for all schools in the district which would increase internet speed significantly. The project should be completed by the end of January.

The Plan Commission has reviewed and recommended approval.

ROLL CALL: Yea 6 - Brown, Lawler, Morales, Morelli, Schanks, Swinkunas

Nay 0 - None

Absent 1 - Mayor Claar

Motion carried.

ORDINANCE 12-009

APPROVING 2010 COMMUNITY DEVELOPMENT BLOCK GRANT ANNUAL ACTION PLAN

Motion Morales, second Schanks to pass an ordinance approving the 2010 Community Development Block Grant Annual Action Plan.

This ordinance adopted the proposed 2010-2011 Community Development Block Grant program as outlined in the Public Hearing description earlier in the meeting.

ROLL CALL: Yea 6 - Brown, Lawler, Morales, Morelli, Schanks, Swinkunas

Nay 0 - None

Absent 1 - Mayor Claar

Motion carried.

ORDINANCE 12-010

GRANTING ZONING ORDINANCE EXCEPTION TO ALLOW SECURITY FENCING – CROWN CASTLE/VILLAGE OF BOLINGBROOK

Motion Lawler, second Morelli to pass an ordinance granting Zoning Ordinance exception to allow security fencing at Crown Castle/Village of Bolingbrook.

The Village owns Indian Boundary Treatment Plant at the northeast corner of Reagan Boulevard and Essington. The Village leases a portion of the site to Crown Castle for a cell tower. For security purposes, they requested to have a fence topped with “barb wire” to protect their equipment. The site is located within the Treatment Plant compound and is not visible from the public street. Village Codes do not allow barbed wire. The Village and Crown Castle are requesting a variance to allow the barbed wire.

The staff recommended approval.

ROLL CALL: Yea 6 - Brown, Lawler, Morales, Morelli, Schanks, Swinkunas

Nay 0 - None

Absent 1 - Mayor Claar

Motion carried.

PUBLIC COMMENTS

None

TRUSTEE COMMENTS

Trustee Lawler, who is also President of the Valley View Educational Enrichment Foundation, gave details on the VVEEF Annual Dinner/Fundraiser on Friday, March 16th. The theme will be "Valley View's Got Talent". They are looking for adult graduates of Valley View School District to take part in the Talent Contest being held that night and gave information on how to sign up. He wished Trustee Sandy Swinkunas a Happy Birthday.

Trustee Swinkunas gave information about the St. Baldrick's Pre-event Fundraiser on January 31st at Gordon Biersch. This event is the kick-off for their main fundraiser in March. Raffle tickets will be sold for a 50 inch plasma TV. She also gave details on the American Cancer Society "Relay for Life" annual event on Friday, February 17th, at the Levy Center. She wished Trustee Joe Morelli a Happy Birthday.

Trustee Schanks gave information about the annual Community Service Council's Fundraiser Brunch on Sunday, February 12th, at the Levy Center. Guest speaker will be A.J. Wilhelmi, State Senator for the 43rd District.

Trustee Morelli gave details about the Power Connection Eight Annual Dinner Auction fundraiser to be held on Saturday, January 28th, at the Bolingbrook Golf Club. He wished Trustee Swinkunas a Happy Birthday.

Trustee Morales had no comment.

Deputy Mayor Brown acknowledged Jack and Laura Frohn on the wonderful Christmas decorations on their home over the holidays. Their home was featured in a contest on a national news website. Only 24 homes in the entire country were selected for this contest and the Frohn's home came in third.

He thanked the Public Works Department and Police and Fire Departments for their excellent job removing the seven inches of snow and addressing issues that arose as a result of the storm. He also recognized all the other Department heads and their staff for the efficient work and dedication they provide which makes this a great Village.

EXECUTIVE SESSION

None

ADJOURNMENT

Motion Swinkunas, second Lawler to adjourn the meeting.

Voice vote. Motion carried and meeting adjourned at 8:25 p.m.

ATTEST:

Roger C. Claar
MAYOR

Carol S. Penning, CMC
VILLAGE CLERK