VILLAGE OF BOLINGBROOK

REGULAR MEETING

AGENDA FOR JANUARY 8, 2019

ROGER C. CLAAR
Mayor

CAROL. S. PENNING
Village Clerk

JAMES S. BOAN
Village Attorney

TRUSTEES
MICHAEL T. LAWLER
RICARDO MORALES
MARIA A. ZARATE
DERESA A. HOOGLAND
ROBERT M. JASKIEWICZ
SHELDON L. WATTS

PLEDGE OF ALLEGIANCE:

A. ROLL CALL:

B. APPROVAL OF MINUTES:
   1. Regular Meeting of December 18, 2018

C. APPROVAL OF AGENDA:

D. APPROVAL OF APPOINTMENTS – BOARDS AND COMMISSIONS:

E. REPORTS OF OFFICERS:
   1. Mayor
      a. Promotions/Swearing In – Police Department
      1. David Schurr III - Badge #1219
         Police Officer
b. Commission Appointment/Reappointments

1. Beautification Commission
   New Appointments:
   - Austin Cairy

2. Information Technology Commission
   New Appointments:
   - Karl Natschke, Vice-Chairman
   - Mark Behrens

c. Village Recognition
   1. Tom Fink
      Information Technology Commission

2. Staff
   a. Bill Approval
      1. Bill Listing A - $1,365,034.02
      2. Bill Listing B - $985,080.34
      Total $2,350,114.36
F. ORDINANCES

1. PC 18.25 Approval of a Special Use Permit for a Planned Development with Variances and Final Development Plan, Bluebell Ridge Shopping Center, 151-163 E. Boughton Road, Mike Presbitero, Hartz Construction Company; Applicant

- Ordinance (19-001) Approving Special Use Permit for a Planned Development with Variances and Final Development Plan to Allow for the Development of a Multi-Tenant Retail Building, Including a Dunkin’ Donuts with a Drive-Thru Lane (Bluebell Ridge Shopping Center) - 151-163 E. Boughton Road

2. PC 18.26 Approval of a Special Use Permit for a Planned Development, Hana Dental Care, 263 S. Bolingbrook Drive, Dr. Mohammed Sayeed; Applicant

- Ordinance (19-002) Approving Special Use Permit for a Planned Development to Allow a Dental Office (Hana Dental Care) – 263 S. Bolingbrook Drive

3. Ordinance (19-003) Amending Chapter 13 of the Municipal Code Decreasing Class “C” from Eight (8) to Seven (7) Salerno’s Pizza – 899 S. Weber Road

G. QUESTIONS FROM AUDIENCE/PRESS:**

H. TRUSTEES’ COMMENTS AND REPORTS:

I. EXECUTIVE SESSION:

J. ADJOURNMENT:

Approval for Submission:

James S. Boan
Village Attorney
**CITIZEN'S GUIDE TO ADDRESSING THE VILLAGE BOARD**

Anyone wishing to speak under agenda "Section I—Public Comments" must adhere to the following guidelines:

1) Please announce your name and address before commenting – all comments under PUBLIC COMMENTS are limited to three (3) minutes and each citizen will only be permitted to speak once.

2) Questions must be submitted in writing and responses will be provided prior to the next meeting.

3) At the Village Board meeting, all speakers must address their comments to the Mayor. The Mayor may request that the appropriate member of the Board or Staff respond to the comment.

4) Please do not repeat comments that have already been made by others.
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 6:00 p.m., December 18, 2018, in Bolingbrook, Illinois, by Mayor Roger C. Claar.

PLEDGE OF ALLEGIANCE:
Mayor Roger C. Claar requested the Bolingbrook High School Madrigal Singers to lead the Pledge to the Flag.

HOLIDAY CHRISTMAS SONGS WERE PERFORMED BY THE BOLINGBROOK HIGH SCHOOL MADRIGAL SINGERS.

Mayor Claar provided information about the BHS Madrigal Singers which is a vocal ensemble performing numerous a cappella songs at community events. They sing a variety of styles from Renaissance to Jazz and always strive for a high caliber of musicianship in every performance. The singers perform in costumes reminiscent of the Renaissance era. Mr. Robert Handerhoff is the director of the group. Mayor Claar indicated that he was honored to again be the emcee for the traditional Madrigal Dinner which is held each year after the Fall semester.

ROLL CALL:
Village Clerk, Carol S. Penning, called the roll:
Present were: Mayor Roger C. Claar, Trustees Maria A. Zarate, Michael T. Lawler, Sheldon L. Watts, Deresa A. Hoogland, Ricardo Morales and Robert M. Jaskiewicz

Also present were:
Village Clerk - Carol Penning, Village Attorney - James Boan, Public Safety Director – Ken Teppel, Finance Director – Rosa Cojuluun and Director of Public Services & Development - Lucas Rickelman

Absent: None

Representing the press: No press was in attendance.

JOURNAL OF PROCEEDINGS:
Motion Lawler, second Hoogland to approve the minutes of the regular meeting of November 27th, 2018, Village Board meeting as submitted by the Village Clerk.

Voice vote. Motion carried.

APPROVAL OF AGENDA/ADDITIONS:
Jim Boan, Village Attorney indicated that there were no additions or corrections to the agenda.

Motion Hoogland, second Morales to approve the agenda.

Voice vote. Motion carried.
REPORTS OF OFFICERS:

PROMOTIONS/SWEARING IN-FIRE DEPARTMENT:

MAYOR CLAAR ADMINISTERED THE OATH OF OFFICE TO THE FOLLOWING INDIVIDUAL:

SWEARING IN:
Fire Department: Benjamin Stubblefield was sworn-in as a Firefighter/Paramedic (Badge #7230).

Public Safety Director Ken Teppel, Deputy Fire Chief Trinidad Garza, and the Fire and Police Board were in attendance: Major Jones, Chair, members - Ray Macri and Talat Rashid.

APPROVAL OF APPOINTMENTS/REAPPOINTMENTS
Motion Watts, second Morales to approve the new appointments to the Civic and Cultural Affairs and Parade Commission:
- Mark Carlson
- Petros Koutsopanagos

Voice vote. Motion carried.

MAYOR CLAAR ADMINISTERED THE OATH OF OFFICE TO THE FOLLOWING INDIVIDUALS:
New Appointments: Mark Carlson and Petros Koutsopanagos were sworn in by Mayor Claar as Civic and Cultural Affairs and Parade Commissioners.

RESIDENT RECOGNITION:
Mayor Claar acknowledged Bolingbrook resident and Miss Illinois Teen USA; A’Maiya Allen.

A’Maiya Allen - Miss Illinois Teen USA attended the Board Meeting with her Mom and Dad, Sharon Mays Allen & David Allen. A’Maiya took third place in modeling and won the National Speech competition with her speech "Say No to Bullying."

A’Maiya used the world of pageantry to overcome her shyness by launching her platform, "High Heels High Hopes" as a means to reach young girls who lack confidence. As a guest speaker, A’Maiya shares her story with young girls to promote confidence and self-love through the three pillars: Education, Elegance and Service.

Because of her personal encounter of being bullied in elementary and middle school, she is passionate about empowering young girls and has spoken publicly against school and social media bullying to several thousands of students at girls’ conferences, schools, churches and community events. Some people have lost their lives because what is said about them is so mean and relentless with unkind attacks. A’Maiya showed her willingness to share her own experience and to encourage victims with self-love and hope.

PROCLAMATIONS: None

PRESENTATIONS: None

PUBLIC HEARING: None
BILL APPROVAL:
Motion Jaskiewicz, second Zarate to approve expenditures submitted as Bill Listing A - Payables in the amount of $1,794,587.74 and Bill Listing B - Pre-Paid in the amount of $598,059.56, totaling $2,392,647.30. (Copies were made available in the Finance Department and the Village Clerk's Office).

ROLL CALL:  
Yea  6  Zarate, Lawler, Watts, Hoogland, Morales, Jaskiewicz  
Nay  0  None  
Absent  0  None

Motion carried.

TAX RECEIPTS:

- September 2016 State Income Tax - $504,019.76 (September 2017 State Income Tax - $434,528.45) – 5.99% Increase
- October 2018 Sales Tax - $2,641,096.74 (October 2017 Sales Tax - $2,553,909.07) – 3.4% Increase
- October 2018 Motor Fuel Tax - $165,486.25 (October 2017 Motor Fuel Tax - $165,213.10) – 0.2% Increase
- October 2018 State Administrative Fee - $21,211.40

MOTION TO AUTHORIZE THE DONATION OF A 1989 SEAGRAVE PUMPER TO WILCO AREA CAREER CENTER:
Motion Lawler, second Jaskiewicz to accept a motion to authorize the donation of a 1989 Seagray Pumper to WILCO Area Career Center.

This Motion authorizes the donation of a 1989 Seagray Fire Truck to WILCO Career Center. The Vehicle is “out of service” and can't meet the current safety standards set by the National Fire Protection Association (NFPA). Therefore, the truck cannot be used as a “front line” or reserve engine. The Vehicle will be used for student training at WILCO. This Motion authorizes the donation to WILCO Career Center.

ROLL CALL:  
Yea  6  Zarate, Lawler, Watts, Hoogland, Morales, Jaskiewicz  
Nay  0  None  
Absent  0  None

Motion carried.
RESOLUTIONS:

RESOLUTION 18R-047
APPROVING SECOND AMENDMENT TO AMENDED AND RESTATED MANAGEMENT AGREEMENT BETWEEN THE VILLAGE OF BOLINGBROOK AND KEMPER SPORTS MANAGEMENT, INC.: 

Motion Morales, second Zarate to adopt a resolution approving second amendment to amended and restated management agreement between the Village of Bolingbrook and Kemper Sports Management, Inc.

The current management contract with Kemper Sports Management, Inc. expires December 31, 2018. This Resolution approves a second amended management agreement. The term is for four (4+) years; through April 30, 2023 to coincide with the Village’s fiscal year. The proposed fee is $195,000 per year. Annual increases over the first year are based on CPI (consumer price index) not to exceed 3% per annum.

Doug Friess, General Manager for the Bolingbrook Golf Club was in attendance to answer questions by the Village Board. Mayor Claar mentioned that Kemper Sports is the management company that the Village has been using since 2001. He added that the Bolingbrook Park District’s Ashbury at Boughton Ridge and the Joliet Country Club utilize Kemper Sports Management, Inc.

Motion by Jaskiewicz to table the motion to adopt a resolution approving second amendment to amended and restated management agreement between the Village of Bolingbrook and Kemper Sports Management, Inc. He added that he believes in the Bolingbrook Golf Club, but he would like to allow time for the management contract to go out to bid.

The motion failed for lack of a second.

ROLL CALL:     Yea  5    Zarate, Lawler, Watts, Hoogland, Morales
               Nay  1    Jaskiewicz
               Absent 0    None

Motion carried.

RESOLUTION 18R-048
AUTHORIZING PRINCIPAL AND INTEREST PAYMENT TO THE BOND TRUSTEE FOR SALES TAX REVENUE BONDS SERIES 2005:

Motion Watts, second Morales to adopt a resolution authorizing principal and interest payment to the Bond Trustee for Sales Tax Revenue Bonds Series 2005:  

The Village issued sales tax backed revenue bonds on behalf of Forest City (Starwood) for infrastructure required for the development of the Promenade. The bonds have a maturity date of December 31, 2025. The annual principal and interest payment is due by January 1st. Sales tax collected in the 4th quarter of a year isn’t distributed by the State Department of Revenue until the first quarter of 2019. This Resolution authorizes (on a one-time basis) the Finance Department to advance $1,765,000 of sales tax revenues to the Trustee for payment of principal and interest. When 4th quarter revenues are received in 2019, the Village will reimburse itself for the monies that are advanced. The Village has done this for the last two years.
ROLL CALL:  Yea 6  Zarate, Lawler, Watts, Hoogland, Morales, Jaskiewicz
             Nay 0  None
            Absent 0  None

Motion carried.

RESOLUTION 18R-049
APPROVING PURCHASE OF REPLACEMENT OF TWO SINGLE AXLE DUMP TRUCKS FROM JX PETERBILT AND EQUIPMENT FROM HENDERSON PRODUCTS, INC.: Motion Lawler, second Morales to adopt a resolution approving purchase of the replacement of two single Axle Dump Trucks from JX Peterbilt and equipment from Henderson Products, Inc.

This Resolution authorizes the purchase of two (2) replacement single axle dump trucks with snow plows. The purchase is for 2019 Peterbilt (cab and chassis) Model 348 Trucks. The cost is $91,816.33 per truck (total $183,632.66). The purchase is through the National Joint Powers Alliance. The dump bodies, hydraulics and snow plows are from Henderson Products, Inc. at $77,402.00 per truck (total $154,804.00). Completed trucks will cost $338,436.66 which is $18,629.34 under budget. The Public Services Committee has reviewed and recommends approval.

ROLL CALL:  Yea 6  Zarate, Lawler, Watts, Hoogland, Morales, Jaskiewicz
             Nay 0  None
             Absent 0  None

Motion carried.

ORDINANCES:
PC 18.21
APPROVAL OF A SPECIAL USE PERMIT FOR A PLANNED DEVELOPMENT WITH VARIANCES AND FINAL DEVELOPMENT PLAN, MEADOWBROOK MANOR, 431 REMINGTON BOULEVARD, JOHN MAZE, BUTTERFIELD HEALTHCARE GROUP; APPLICANT Motion Watts, second Hoogland to accept a Plan Commission Report PC.18.21 for approval of a Special Use Permit for a Planned Development with Variances and Final Development Plan, Meadowbrook Manor, 431 Remington Boulevard, John Maze, Butterfield Healthcare Group, Applicant.

Voice vote. Motion carried.

ORDINANCE 18-075
APPROVING SPECIAL USE PERMIT FOR A PLANNED DEVELOPMENT WITH VARIANCES AND FINAL DEVELOPMENT PLAN (MEADOWBROOK MANOR SKILLED NURSING FACILITY) – 431 REMINGTON BOULEVARD: Motion Jaskiewicz, second Zarate to pass an ordinance approving Special Use Permit for a Planned Development with Variances and Final Development Plan (Meadowbrook Manor Skilled Nursing Facility) — 431 Remington Boulevard.

This Ordinance approves a Special Use Permit for a Planned Development with Associated Variances and Final Development Plan. The Applicant is John Maze, on behalf of Butterfield Healthcare Group d/b/a Meadowbrook Manor. The company would like to build an addition to
their existing facility at 431 Remington Boulevard. The proposed expansion would be 52,000 sq. ft. and would increase the number of beds by 60, from 278 to 338. Parking spots would increase by 13 for a total of 183. This addition would include all private rooms and would concentrate on patients with occupational and physical therapy needs. Four associated variances are being requested. The Plan Commission has reviewed and recommends approval.

John Maze, Butterfield Healthcare Group, Applicant was in attendance to answer questions from the Village Board. Mr. Maze provided additional information, answered questions and gave details on the expansion of their existing facility. He said that it would take approximately 18 months to complete this project. He added that this a family business.

ROLL CALL: Yea  6  Zarate, Lawler, Watts, Hoogland, Morales, Jaskiewicz
Nay  0  None
Absent  0  None

Motion carried.

PC 18.22
APPROVAL OF A SPECIAL USE PERMIT FOR A PLANNED DEVELOPMENT, TRAINED READY ARMED DEFENSE TRAINING AND CONSULTING, 1079 S. WEBER ROAD, TRANELL THOMAS D/B/A TRA DEFENSE TRAINING AND CONSULTING; APPLICANT

Voice vote. Motion carried.

ORDINANCE 18-076
APPROVING SPECIAL USE PERMIT FOR A PLANNED DEVELOPMENT FOR A PERSONAL DEFENSE AND FIREARM TRAINING FACILITY (TRAINED READY ARMED DEFENSE TRAINING AND CONSULTING) – 1079 S. WEBER ROAD:
Motion Lawler, second Hoogland to pass an ordinance approving Special Use Permit for a Planned Development for a personal defense and firearm training facility (Trained Ready Armed Defense Training and Consulting) – 1079 S. Weber Road.

This Ordinance approves a Special Use Permit for a Planned Development. The applicant is Tranell Thomas d/b/a TRA Defense Training and Consulting. The business would like to lease 1,388 sq. ft. of space in the Bolingbrook Crossings Shopping Center (Tilted Kilt) on Weber Road. Hours of operation would be 9:00 a.m. to 5:00 p.m. daily. Non-sales tax generating businesses are required to obtain a Special Use Permit to locate in B-2 Community Retail Zoning Districts. The Plan Commission has reviewed and recommends approval. Tranell Thomas answered questions and provided information on the training facility.

ROLL CALL: Yea  6  Zarate, Lawler, Watts, Hoogland, Morales, Jaskiewicz
Nay  0  None
Absent  0  None

Motion carried.
PC 18.23
APPROVAL OF A SPECIAL USE PERMIT FOR A PLANNED DEVELOPMENT WITH VARIANCES AND FINAL DEVELOPMENT PLAN, THORNTONS, 1025 S. WEBER ROAD, TROY PALONK, BSTP MIDWEST LLC; APPLICANT
Motion Hoogland, second Lawler to accept a Plan Commission PC. 18.23 for approval of a Special Use Permit for a Planned Development with Variances and Final Development Plan, Thorntons, 1025 S. Weber Road, Troy Pelonk, BSTP Midwest LLC, Applicant.
Voice vote. Motion carried.

ORDINANCE 18-077
APPROVING SPECIAL USE PERMIT FOR A PLANNED DEVELOPMENT WITH VARIANCES AND FINAL DEVELOPMENT PLAN (THORNTONS) – 1025 S. WEBER ROAD:
Motion Watts, second Zarate to pass an ordinance approving a Special Use Permit for a Planned Development with variances and Final Development Plan (Thorntons) – 1025 S. Weber Road.
This Ordinance approves a Special Use Permit for a Planned Development with Associated Variances and Final Development Plan for a fueling station/convenience store (northwest corner of Weber and Remington). Troy Palonk on behalf of BSTP Midwest LLC and d/b/a Thorntons is proposing to develop a fueling station with a 5,500 sq. ft. convenience store. The fuel center will have 8 gasoline (16 stations) pumps and 4 diesel (8 stations) pumps. The vacant property consists of 3.69 acres and is zoned B-2 Community Retail. Five associated variances are being requested including 24-hour a day operations. The project will start in the spring. The Plan Commission has reviewed and recommends approval.
ROLL CALL: Yea 6 Zarate, Lawler, Watts, Hoogland, Morales, Jaskiewicz
Nay 0 None
Absent 0 None
Motion carried.

PC 18-24
APPROVAL OF A SPECIAL USE PERMIT FOR A PLANNED DEVELOPMENT WITH VARIANCES, IDOT RIGHT-OF-WAY, ALONG 680-730 N. BOLINGBROOK DRIVE, THE VILLAGE OF BOLINGBROOK; APPLICANT
Motion Morales, second Lawler to accept a Plan Commission for approval of a Special Use Permit for a Planned Development with Variances, IDOT Right-of-Way, along 680-730 N. Bolingbrook Drive, the Village of Bolingbrook, Applicant
Voice vote. Motion carried.

ORDINANCE 18-078
APPROVING A VARIATION TO THE DEVELOPMENT CODE WAIVING SIDEWALKS – IDOT RIGHT-OF-WAY ALONG 680 AND 730 N. BOLINGBROOK DRIVE:
Motion Watts, second Zarate to pass an ordinance approving a variation to the development code Code waiving sidewalks – IDOT Right-Of Way along 680 and 730 N. Bolingbrook Drive.
This Ordinance approves a Special Use Permit with a Variance. The Village is the applicant. The Village Development Code requires a public sidewalk be installed in front of developments that are adjacent to public roadways. This Ordinance approves a variance waiving the sidewalk requirement in front of Mistwood Golf Dome and Johansen Farms on the east side of North Boughton Road. A sidewalk in this location would require IDOT approval and would not lead anywhere since there are no sidewalks adjacent to either parcel. The request for a variance is a “housekeeping” measure. The Plan Commission has reviewed and recommends approval.

ROLL CALL:  Yea  6  Zarate, Lawler, Watts, Hoogland, Morales, Jaskiewicz
             Nay  0  None
             Absent  0  None

Motion carried.

ORDINANCE 18-079
APPROVING AGREEMENT BETWEEN THE VILLAGE OF BOLINGBROOK AND THE COURT HOMES OF INDIAN OAKS CONDOMINIUM ASSOCIATION TO ENFORCE TRAFFIC LAWS AND ORDINANCES:

Motion Lawler, second Zarate pass on ordinance approving an agreement between the Village of Bolingbrook and The Court Homes of Indian Oaks Condominium Association to enforce traffic laws and ordinances.

This Ordinance authorizes the Police Department to enter upon private property owned by The Court Homes of Indian Oaks for the purpose of enforcing traffic laws (parking, overweight, inoperable) and ordinances. This is the same agreement the Village has with a number of retail centers and Homeowner Associations.

ROLL CALL:  Yea  6  Zarate, Lawler, Watts, Hoogland, Morales, Jaskiewicz
             Nay  0  None
             Absent  0  None

Motion carried.

ORDINANCE 18-080
ABATING TAXES HERETOFORE LEVIED TO PAY INTEREST AND PRINCIPAL ON $35,795,000 SPECIAL SERVICE AREAS NUMBERS 2001-1, 2001-2, 2001-3 AND 2002-1 SPECIAL TAXES REFUNDING BONDS, SERIES 2018:

Motion Morales, second Hoogland to pass an ordinance abating taxes heretofore levied to pay interest and principal on $35,795,000 Special Service Areas Numbers 2001-1, 2001-2, 2001-3, and 2002-1 Special Taxes refunding Bonds, Series 2018.

This Ordinance abates $1,280,458.23 of principal and interest on the 2018 Special Service Area Bonds (2001-1, 2001-2, 2001-3 and 2002-1). The Special Service Area Bonds affect Bloomfield West, Southgate Park, Lakewood Ridge and Augusta Village subdivisions. The reduction is based on existing unencumbered fund balances and accrued earnings in the reserve fund. The remaining levy amount after abatement is $3,255,670.77. This Ordinance levies that amount. NOTE: Special Service Areas are not Village debt and are not guaranteed by the Village.

ROLL CALL:  Yea  6  Zarate, Lawler, Watts, Hoogland, Morales, Jaskiewicz
             Nay  0  None
             Absent  0  None

Motion carried.
ORDINANCE 18-081
ABATING TAXES HERETOFORE LEVIED TO PAY INTEREST AND PRINCIPAL ON $57,045,000 GENERAL OBLIGATION BONDS, SERIES 2014A OF THE VILLAGE OF BOLINGBROOK, ILLINOIS, FOR THE TAX LEVY YEAR 2018:

Motion Lawler, second Zarate to pass an ordinance abating taxes heretofore levied to pay interest and principal on $57,045,000 General Obligation Bonds, series 2014A of the Village of Bolingbrook, Illinois, for the Tax Levy Year 2018.

This Ordinance abates $1,005,657.00 of principal and interest on the 2014A General Obligation Bonds leaving a levy of $3,084,043. The funds for the abatement are coming from the Westside Regional Stormwater Fund. These are monies that were collected from the sale of vacant lots and surplus vacant property around the Golf Course.

ROLL CALL: Yea 6 Zarate, Lawler, Watts, Hoogland, Morales, Jaskiewicz
Nay 0 None
Absent 0 None

Motion carried.

ORDINANCE 18-082
LEVYING TAXES FOR CORPORATE PURPOSES OF THE VILLAGE OF BOLINGBROOK FOR THE CURRENT FISCAL YEAR COMMENCING ON MAY 1, 2018 AND ENDING ON APRIL 30, 2019.

Motion Watts, second Morales to pass an ordinance levying taxes for the corporate purpose of the Village of Bolingbrook for the current fiscal year commencing on May 1, 2018 and ending on April 30, 2019.

May 1, 2018 and ending on April 30, 2019: This Ordinance approves the Village’s 2018 Property Tax Levy. The total levy is $20,836,549 which is broken down as follows:

Police Pension  $5,320,993
Fire Pension     $4,298,556
Debt Service     $11,217,000

The calculated tax rate of .9297/$100 EAV is the same rate the Village levied for the last two years. The total equalized assessed valuation of the Village still needs to be finalized by the County. But with the Village’s termination of two TIF (Tax Increment Financing Districts; Beaconridge and IDI), along with the value of new construction, the average home (with a market value of $206,673) will pay the same amount in taxes ($597.94) to the Village as they did last year.

ROLL CALL: Yea 6 Zarate, Lawler, Watts, Hoogland, Morales, Jaskiewicz
Nay 0 None
Absent 0 None

Motion carried.

QUESTIONS FROM AUDIENCE/PRESS: A Bolingbrook resident shared a concern regarding a fall his daughter had at the Meijer store on the west side of town on Weber Road. This accident happened due to store management negligence. Mayor Claar asked him to wait until after the meeting and he would assist by calling the manager of the Meijer store to obtain more information and the status of this incident.
TRUSTEE COMMENTS AND REPORTS:

The Village Board members each wished Bolingbrook residents a Merry Christmas and a Happy New Year.

Trustee Zarate
- Provided details on Founta indale Public Library’s Winter School Break activities – “All Things Disney” which will include a Peter Pan Day. She encouraged residents to bring their children to the library.

Trustee Lawler
- Thanked the BHS Madrigal Singers for their performance; encouraged residents to attend “Coffee with the Chiefs” which offers them an opportunity to meet with the Police and Fire Department leadership teams in a casual setting each month; and congratulated the newly appointed commission members.

Trustee Watts
- Congratulated the new commission members and the newly sworn-in firefighter/paramedic; provided details on the Winter Stem Program to be held at the Community Center and shared that his four-year old twins would be participating; and encouraged residents to make donations to Operation Christmas to help families in need during the holiday season.

Trustee Hoogland
- Announced that the Northern Illinois Food Bank’s Mobile Pantry will distribute free nutritious food to low-income individuals and families at New Hope Baptist Church on the first Monday of each month, 4pm to 6pm. For questions, please contact New Hope Baptist Church at (630) 972-1819.

Trustee Morales
- Shared information on the Bolingbrook Area Chamber of Commerce 2019 State of the Village Luncheon at the Bolingbrook Golf Club. With over 600 attendees each year, Mayor Claar serves as the keynote speaker. He added that a portion of the proceeds will go to local nonprofits.

Trustee Jaskiewicz
- Mentioned that Village Hall will be open on Christmas Eve with a possibility of limited hours due to the holiday. He encouraged residents to look at the Bolingbrook Events Facebook page for a list of the best decorated homes and displays for the holiday season.

K. EXECUTIVE SESSION: None

L. ADJOURNMENT:

Time: 9:20 p.m.
Motion: Lawler
Second: Watts
ADJOURNMENT:
Motion Watts, second Watts to adjourn the meeting.
Voice vote. Motion carried and meeting adjourned at 9:20 p.m.

____________________
Roger C. Claar
MAYOR

ATTEST:

____________________
Carol S. Penning, CMC
VILLAGE CLERK
VILLAGE OF BOLINGBROOK PLANNING COMMISSION
STAFF REPORT FROM MATT EASTMAN
PLANNING & ZONING ADMINISTRATOR

PROJECT NO.: 423.18
DATE: December 19, 2018

GENERAL INFORMATION
OWNER: Chicago Trust Company
APPLICANT: Mike Presbitero, Hartz Construction Co., Inc.

REQUESTED ACTION: Special Use Permit for a Planned Development with Variances and Final Development Plan.

PURPOSE: To allow for the development of a multi-tenant retail building, including a Dunkin Donuts with a drive-thru lane.

LOCATION: 151-163 E. Boughton Road

SIZE OF LOT 2: 2.09 acres

CURRENT ZONING/LAND USE: B-2 Community Retail, vacant land

ADJACENT ZONING & LAND USE:
NORTH: B-2 Community Retail / Julian’s Plaza & R-5 Single Family Residential Attached / Winston Village
EAST: R-5 Single Family Residential Attached / The Clusters
SOUTH: B-2 Community Retail / Bluebell Ridge
WEST: B-2 Community Retail / Grease Monkey, KinderCare & O’Reilly Auto

ANALYSIS:
- The Village Board of Trustees approved the original Special Use Permit for a Planned Development with Variances, Preliminary Development Plan and Preliminary Plat of Subdivision in February 2017, which allowed for the development of an age-targeted community on Lots 3, 4 & 5, while Lots 1 & 2 were created for future retail.
- At this time, the applicant is proposing to develop Lot 2 with an approximate 13,200 square foot multi-tenant retail building, including a drive-thru window and lane on the east side of the building for Dunkin Donuts in the easternmost end-cap tenant space.
- Access to the site would be provided off Boughton Road, in addition to Barbers Corners Road.
- Adequate parking would be provided onsite with the majority being provided on the north side of the site along Boughton Road and additional parking along east and west sides of the site.
- Detention would be provided on Lots 4 and 5 as part of the age-targeted living community.
- Per the applicant, the hours of operation for the drive-thru would coincide with the hours of operation for the restaurant.
- A monument sign not to exceed 50 square feet in area and 10 feet in height would also be allowed within the front yard setback along Boughton Road.

SPECIAL USE PERMIT FOR A PLANNED COMMERCIAL WITH VARIANCES:
To develop the property in accordance with the attached site plan, the applicant is requesting the following Special Use Permits and Variances from the Zoning Ordinance:

1. **A Special Use Permit to allow a drive-thru window/lane.**
   - Per the Zoning Ordinance, drive-thru window/lanes, require a Special Use Permit.
   - The applicant is requesting to provide a drive-thru window/lane that wraps around the south and east sides of the site with a pick-up window near the northeast corner of the building.
   - Staff supports the request, since this is a key component to the operation of the restaurant operation.

2. **A variance to alter the foundation planting area along the north wall.**
   - Per the Zoning Ordinance, a foundation planting area that is 10 feet deep and covers 50% of the building elevation, which faces a public right-of-way, is required.
   - The applicant is proposing a foundation planting area that is three feet deep, which covers over 90% of the north building elevation wall.
   - Given that the proposed planting area, when combined with the two large landscape islands located directly on either end of the building, would exceed the ground cover size required and would include all required plant material to meet the code, Staff supports the variance as requested.

RECOMMENDATION:
Staff recommends approval of a Special Use Permit for a Planned Development for a multi-tenant building, including Dunkin Donuts, located at 151-163 E. Boughton Road with the following:

1. **A Special Use Permit to allow a drive-thru window/lane on the south and east sides of the building.**
2. **A variance to alter the foundation planting area per the attached Landscape Plan.**

Staff recommends approval of a Final Development Plan, subject to:

1. All of Staff's comments from the plans submitted December 14, 2018, being addressed.
2. Approval of the Director of Public Services and Development Department.
LOCATION MAP

PROJECT NO.: 423.18
PROJECT NAME: Bluebell Ridge Shopping Center
View From Falconridge Drive
View From Townhome Backyard
[Addendum to staff report]

RECOMMENDATION OF THE BOLINGBROOK PLAN COMMISSION REGARDING A SPECIAL USE PERMIT FOR A PLANNED DEVELOPMENT WITH VARIANCES AND FINAL DEVELOPMENT PLAN FOR BLUEBELL RIDGE SHOPPING CENTER AT 151-163 E. BOUGHTON ROAD

Meeting Date: December 19, 2018

Project No. 423.18

Having duly noticed and held a public hearing on December 19, 2018, with respect to approval of the application by Mike Preschitero, Hartz Construction Company, Inc., for a SPECIAL USE PERMIT FOR A PLANNED DEVELOPMENT WITH VARIANCES AND FINAL DEVELOPMENT PLAN to allow for the construction of a multi-tenant retail building, including a Dunkin Donuts with a drive-thru lane, commonly known as Bluebell Ridge Shopping Center, located at 151-163 E. Boughton Road, Bolingbrook, Illinois, the Plan Commission finds that the proposed Planned Development MEETS the following standards set forth in the Zoning Ordinance:

1. The proposed plan is consistent with the stated purposes of the Planned Development regulations in the following respects:

   a) Environmental design in the development of land that is of a higher quality than is normally possible through the strict application of general zoning ordinance requirements; and

   b) Diversification in the uses permitted and variation in the relationship of uses, structures, open spaces and heights of structures in developments conceived as cohesive unified projects; and

   c) Provision for functional and beneficial use of open space; and

   d) Preservation of natural features of a development site; and

   e) Rational and economic development in relation to public services.

2. The proposed plan departs from the zoning and subdivision regulations otherwise applicable to the subject property, including, but not limited to, the density, dimension, area, bulk, use to the extent that variances and such departures are in the public interest because:

   a) The particular requirements of this Ordinance would prevent the proposed use or construction; and

   b) The characteristics of the subject property prevent compliance with said requirements of this Ordinance; and

   c) The reduction of the minimum requirements of the Ordinance is necessary to permit the proposed use or construction.

3. The proposed plan meets the requirements and standards of the Planned Development regulations, as follows:

   a) The proposed development will not injure or damage the use, value and enjoyment of surrounding property nor hinder or prevent the development of surrounding property in accordance with the Comprehensive Land Use Plan of the Village; and
b) The proposed buildings or use will not have a substantial adverse economic effect upon existing businesses in the vicinity and will not have an adverse impact upon the tax bases of units of local government and school districts; and

c) The entire tract or parcel of land to be occupied by the proposed development will be held in a single ownership, or if there are two or more owners, the application for such proposed development shall be filed jointly by all such owners; and

d) The Development Plan will contain such proposed covenants, easements, and other provisions relating to the bulk and location of buildings, uses and structures and public facilities as are necessary or desirable for the welfare of Planned Development and are not inconsistent with the best interest of the Village; and

e) The location and arrangement of structures, parking areas, walks, lighting and appurtenant facilities will be compatible with the surrounding land uses, and any part of a proposed development not used for structures, parking and loading areas, or access ways, shall be landscaped or otherwise improved.

4. The physical design of the proposed Planned Development and the manner in which said design does make adequate provision for public services, provide adequate control over vehicular traffic, provide for and protect designated planned open space and schools, and further the amenities of light and air, recreation and visual enjoyment.

5. The proposed Planned Development is compatible with the adjacent properties and neighborhood.

6. The proposed Planned Development is desirable to physical development and economic well-being of the entire community.

7. The proposed Planned Development is in conformance with the recommendations of the Comprehensive Plan.

The Plan Commission therefore recommends that a Special Use Permit for a Planned Development with Variances and Final Development Plan be APPROVED.

The Plan Commission recommends the following conditions be placed on approval of the Planned Development:

1) Staff’s comments from the memo dated December 14, 2018, shall be addressed.
2) The review and approval from the Director of Public Services and Development.

Approved by the Plan Commission December 19, 2018.

Ayes: 6
Nays: 0
Absent: 3
ORDINANCE NO. 19-

ORDINANCE APPROVING SPECIAL USE PERMIT FOR A PLANNED DEVELOPMENT WITH VARIANCES AND FINAL DEVELOPMENT PLAN TO ALLOW FOR THE DEVELOPMENT OF A MULTI-TENANT RETAIL BUILDING, INCLUDING A DUNKIN' DONUTS WITH A DRIVE-THRU LANE (BLUEBELL RIDGE SHOPPING CENTER) – 151-163 E. BOUGHTON ROAD

WHEREAS, Section 6(a) of Article VII of the 1970 Constitution of the State of Illinois provides that any municipality which has a population of more than 25,000 is a home rule unit, and the Village of Bolingbrook, Will and DuPage counties, Illinois, with a population in excess of 25,000 is, therefore, a home rule unit and, pursuant to the provisions of said Section 6(a) of Article VII, may exercise any power and perform any function pertaining to its government and affairs, including, but not limited to, the power to tax and to incur debt; and

WHEREAS, a petition for approval of a Special Use Permit for a Planned Development with Variances and Final Development Plan has been filed by Mike Presbitero, Hartz Construction Co., Inc. (hereinafter referred to as the “Applicant”), in order to allow for the development of a multi-tenant retail building, including a Dunkin' Donuts with a drive-thru lane located at 151-163 E. Boughton Road (hereinafter referred to as the “Subject Property”); and

WHEREAS, said petition was referred to the Bolingbrook Plan Commission, which duly called, noticed and held a public hearing and recommended approval of a Special Use Permit for a Planned Development with Variances and Final Development Plan for the Subject Property as set forth hereinafter; and

WHEREAS, the Mayor and Board of Trustees believe it to be in the best interests of the residents of the Village to approve such a Special Use Permit for a Planned Development with Variances and Final Development Plan;
NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND BOARD OF TRUSTEES OF THE
VILLAGE OF BOLINGBROOK, WILL AND DU PAGE COUNTIES, ILLINOIS, IN THE EXERCISE OF ITS
HOME RULE POWERS, AS FOLLOWS:

SECTION ONE: The Mayor and Board of Trustees find as facts the recitals hereinabove set
forth.

SECTION TWO: A Special Use Permit for a Planned Development in a B-2 Community
Retail District, in order to allow for the development of a multi-tenant retail building, including a
Dunkin’ Donuts with a drive-thru window/lane on the south and east sides of the building located
on Subject Property shall be and is hereby approved, subject to the Final Development Plan and
the following:

A. The following variance is hereby granted for the Subject Property, as shown on the Final
Development Plan approved herewith, provided that the Subject Property is developed
in substantial compliance with said Plan:

1. A variance to alter the foundation planting area per the Landscape Plan attached
hereto as Exhibit 1 and made a part hereof.

B. Failure of the Applicant to conform to the requirements of the special use granted hereby,
including the Final Development Plan, shall render the special use and variance null and
void and of no further force and effect.

SECTION THREE: The Final Development Plan, attached hereto as Exhibit 2, shall be and
is hereby approved subject to:

1. All Staff’s comments from the memo dated December 14, 2018, being addressed.
2. The review and approval of the Final Development Plan from the Director of Public
Services and Development.

-2-

Ordinance No. 19-
SECTION FOUR: The Plan Commission findings with respect to the Planned Development for the Subject Property in their report of December 19, 2018, attached hereto as Exhibit 3 and made a part hereof, are hereby adopted.

SECTION FIVE: This ordinance shall be in full force and effect from and after its passage and approval in the manner provided by law.

PASSED THIS 8th day of January, 2019.

AYES:
NAYS:
ABSENT:

APPROVED THIS 8th day of January, 2019.

ATTEST: __________________________

MAYOR

VILLAGE CLERK

PUBLISHED BY THE VILLAGE CLERK, IN PAMPHLET FORM, BY AUTHORITY OF THE CORPORATE AUTHORITIES OF THE VILLAGE OF BOLINGBROOK ON JANUARY 9, 2019.

JM\815038\1/2/19
VILLAGE OF BOLINGBROOK
PLANNING COMMISSION
STAFF REPORT FROM MATT EASTMAN
PLANNING & ZONING ADMINISTRATOR

PROJECT NO.: 424.18
DATE: December 19, 2018

GENERAL INFORMATION:
OWNER: IG Capital, LLC (Tony’s Finer Foods Enterprises)
APPLICANT: Dr. Mohammed Sayeed

REQUESTED ACTION:
Approval of a Special Use Permit for a Planned Development

PURPOSE:
To allow a dental office.

LOCATION:
263 S. Bolingbrook Drive

SIZE OF PARCEL:
12.9 acres
SIZE OF BUILDING:
3,000 square feet

ADJACENT ZONING & LAND USE:
NORTH: B-2 Community Retail – Pheasant Hill North Shopping Plaza
SOUTH: B-2 Community Retail – Bank of America / Walgreens
EAST: R-5 Single Family Residential Attached – Beaconridge
WEST: B-2 Community Retail – Living Water Community Church

ANALYSIS:
▪ The subject property comprises approximately 12.9 acres, is currently zoned B-2 Community Retail and is developed with a multi-tenant retail building commonly known as Pheasant Hill Shopping Plaza.
▪ Access is provided from Bolingbrook Drive to the east and Lily Cache Lane to the south.
▪ Per the Zoning Ordinance, a dental office is not permitted within the B-2 Zoning District. As such, the applicant is requesting a Special Use Permit to allow a Hana Dental Center at 263 S. Bolingbrook Drive.
▪ Per the applicant, the hours of operation would be 8 a.m. to 5 p.m., Monday through Friday, 10 a.m. to 2 p.m. on Saturday and closed on Sunday.
▪ The proposed dental office would have approximately nine employees.

RECOMMENDATION:
Staff recommends approval of a Special Use Permit to allow a dental office, commonly known as Hana Dental Center, at 263 S. Bolingbrook Drive.
Description of Business

**Dental Clinic** with up to 8 dental chairs to treat dental conditions.

Hours of operation are from 8am to 5pm. 1 hour lunch break from 12pm to 1pm

9 Employees expected. One office manager, three Dental Assistants, two Dental hygienists, one receptionist, two Dentists.
November 15th, 2018

Sean McCourt
CBRE, Inc
321 N. Clark, suite 3400
Chicago, IL 60654

Delivered via: sean.mccourt@cbre.com

Re: LOI - 263-267 S. Bolingbrook, Rd, Bolingbrook, IL 60440
This letter serves as a “Letter of Intent” on the part of the undersigned ("Lessees") to enter into a "Lease Agreement for the space described herein ("Premises") on the following terms:

LANDLORD: IG Capital, LLC

LESSEE: Dr. Mohammed S. Sayeed, P.C. Hana Dental Center [www.hanadentalcenter.com] /or a LLC as decided by Tenant.

D/B/A: TBA

SPACE SIZE: 3,000 Square Feet (Unit 263 & 267)

PREMISES: 263-267 S. Bolingbrook, Rd, Bolingbrook, IL 60440

USE: Dental Office

EXCLUSIVITY: Landlord grants Tenant the exclusive right to operate a general dental office as their primary business.

ESTIMATED POSSESSION DATE: Within 5 business days of mutual execution of lease. Landlord will deliver possession of the space in as-is
condition with all mechanicals in good working condition.

RENT COMMENCEMENT One hundred and eighty (180) days from lease execution.

TERM: Ten (10) Years and six months

MONTHLY BASE RENT: $12.00 Per Square Foot or $3,000.00 Monthly

ESCALATIONS 3% annual increases Starting in Year 3

OPTION PERIOD RENT Tenant shall be granted Two (2) options to renew for an additional five (5) year term at the then-escalated rates of 3% per year of the previous base rental amount with 9 months’ prior written notice.

OPERATING EXPENSES: Tenant will pay its pro rata share of taxes, Common Area Maintenance, and insurance which shall be paid on a pro-rata share. Landlord estimates that expenses and taxes for that first lease year are: $4.90 per square foot.

TOTAL MONTHLY NET CHARGES: $1,225.00

TOTAL MONTHLY PAYMENT: $4,225.00

PROHIBITED CLAUSES Tenant will not agree to any of the following: Reporting of Sales, Required Hours of Operation,

CONSTRUCTION ALLOWANCE: Intentionally deleted

TENANTS CONSTRUCTION Tenant shall be granted the right to bid to its own contractor for its highly specialized build out. Tenant shall be granted the right to enter the premises for inspection and measuring prior to lease commencement.

LANDLORDS WORK: Landlord will deliver unit in an "AS-IS" Condition with all mechanicals in good working condition. Subject to tenant review.

SECURITY DEPOSIT: One Month’s Rent

UTILITIES All utilities shall be separately metered and controlled by tenant.
SIGNAGE: Subject to the shopping center store front and landlords sign criteria and all applicable codes and regulations, Tenant shall have the right and obligation to install signage above the storefront of the Premises at Tenant’s sole cost and expense.

PLANS: If available, Landlord will provide tenant with existing construction drawings, preferably in CAD file.

HVAC: Landlord agrees to ensure that HVAC system is in good working order at the time of tendering possession. Pending tenant’s inspection.

ASSIGNMENT/SUBLETTING: Tenant may, with Landlord’s prior written consent (i) assign the Lease or sublet the Premises to a related entity, affiliate or subsidiary, to any successor in interest to all or any part of the Tenant’s business, to any purchaser of all substantially all of the assets of Tenant, or with respect to any merger or consolidation, with a financial condition equal to or exceeding Tenant or (ii) sublet or license any portion of the Premises to other dental professionals. Any other assignment or sublease shall be subject to the written consent of Landlord, which shall not be unreasonably withheld, conditioned or delayed...see Lease agreement and criteria.

BROKER: Landlord and tenant recognize Joseph Rossi & Associates as broker involved in the transaction and will be paid pursuant to separate agreement with Landlord’s agent, CBRE, Inc.
EXPIRATION OF LETTER OF INTENT: This letter of intent shall remain in force until 11/4/2018. Should this letter of intent meet with approval of Lessor, Lessor shall return an approved copy to Lessee. Once approved, Lessor shall submit to Lessee a "Lease", based upon the terms and conditions set forth on this "Letter of Intent", and containing such other provisions as is customarily contained in Lessor's Lease.

Sincerely,

This non-binding letter of intent outlines the principal business terms that my client would desire to be incorporated into a binding lease agreement. Neither party shall be bound by the terms contained in this letter, and neither my client will be required to lease the premises described above except as is provided in a lease agreement, if any, which has been executed by both parties.

Sincerely,

Joseph Ross & Associates, Inc
Joseph Ross
President

ACKNOWLEDGED & ACCEPTED:

Tenant:

By: Mohammed S Sayeed

Date: 10/28/2018

Landlord:

By: Frank Ingrosso

Date: 11/14/2018
RECOMMENDATION OF THE BOLINGBROOK PLAN COMMISSION REGARDING A SPECIAL USE PERMIT FOR A PLANNED DEVELOPMENT FOR HANA DENTAL CENTER AT 263 S. BOLINGBROOK DRIVE

Meeting Date: December 19, 2018

Having duly noticed and held a public hearing on December 19, 2018, with respect to approval of the application by Dr. Mohammed Sayeed for a SPECIAL USE PERMIT to allow a dental office, commonly known as Hana Dental Center, at 263 S. Bolingbrook Drive, Bolingbrook, Illinois, the Plan Commission finds that the proposed special use MEETS the following standards set forth in the Zoning Ordinance:

(A) The proposed use at the particular location requested is necessary or desirable to provide a service or a facility which is in the interest of the public and will contribute to the general welfare of the neighborhood or community; and

(B) The proposed use will not have a substantial adverse effect upon the adjacent property, the character of the neighborhood, traffic conditions, utility facilities and other matters affecting the public health, safety and general welfare; and

(C) The proposed use will not have a substantial adverse economic effect upon existing businesses in the vicinity and will not have an adverse impact upon the tax bases of units of local government and school districts; and

(D) The proposed use will be designed, arranged and operated so as to permit the development and use of neighboring property in accordance with the applicable district regulations; and

(E) The proposed use does not meet other standards and criteria that are established by the Zoning Ordinance for particular special uses as set forth in Section 8-104 and as applied to planned developments under Article 9 thereof.

The Plan Commission therefore recommends that the Special Use Permit for a Planned Development be APPROVED.

Approved by the Plan Commission December 19, 2018.

Ayes: 6
Nays: 0
Absent: 3
ORDINANCE NO. 19-

ORDINANCE APPROVING SPECIAL USE PERMIT FOR A PLANNED DEVELOPMENT TO ALLOW A DENTAL OFFICE (HANA DENTAL CENTER) – 263 S. BOLINGBROOK DRIVE

WHEREAS, Section 6(a) of Article VII of the 1970 Constitution of the State of Illinois provides that any municipality which has a population of more than 25,000 is a home rule unit, and the Village of Bolingbrook, Will and DuPage counties, Illinois, with a population in excess of 25,000 is, therefore, a home rule unit and, pursuant to the provisions of said Section 6(a) of Article VII, may exercise any power and perform any function pertaining to its government and affairs, including, but not limited to, the power to tax and to incur debt; and

WHEREAS, a petition for approval of a Special Use Permit for a Planned Development has been filed by Dr. Mohammed Sayeed (hereinafter referred to as the “Applicant”), in order to allow a dental office (Hana Dental Center) located at 263 S. Bolingbrook Drive in the Pleasant Hill Shopping Plaza (hereinafter referred to as the “Subject Property”); and

WHEREAS, said petition was referred to the Bolingbrook Plan Commission, which duly called, noticed and held a public hearing and recommended approval of a Special Use Permit for a Planned Development for the Subject Property as set forth hereinafter; and

WHEREAS, the Mayor and Board of Trustees believe it to be in the best interest of the residents of the Village to approve such a Special Use Permit for a Planned Development;

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND BOARD OF TRUSTEES OF THE VILLAGE OF BOLINGBROOK, WILL AND DU PAGE COUNTIES, ILLINOIS, IN THE EXERCISE OF ITS HOME RULE POWERS, AS FOLLOWS:

SECTION ONE: The Mayor and Board of Trustees find as facts the recitals hereinabove set forth.

-1-
SECTION TWO: A Special Use Permit in a B-2 Community Retail District for a Planned Development on the Subject Property to allow a dental office (Hana Dental Center) shall be and is hereby approved.

SECTION THREE: The Plan Commission findings with respect to the Planned Development for the Subject Property in their report of December 19, 2018, attached hereto as Exhibit 1 and made a part hereof, are hereby adopted and incorporated herein by reference. Failure to comply with the terms and conditions of this Ordinance shall render the special use null, void and of no further force or effect.

SECTION FOUR: This ordinance shall be in full force and effect from and after its passage and approval in the manner provided by law.

PASSED THIS 8th day of January, 2019.

AYES:
NAYS:
ABSENT:

APPROVED THIS 8th day of January, 2019.

________________________________________
MAYOR

ATTEST:

_____________________________________
VILLAGE CLERK

PUBLISHED BY THE VILLAGE CLERK, IN PAMPHLET FORM, BY AUTHORITY OF THE CORPORATE AUTHORITIES OF THE VILLAGE OF BOLINGBROOK ON JANUARY 9, 2019.

JM\815024\1/2/19

-2-
ORDINANCE NO. 19-

ORDINANCE AMENDING CHAPTER 13 OF THE MUNICIPAL CODE
DECREASING CLASS "C" FROM EIGHT (8) TO SEVEN (7)
SALERNO'S PIZZA – 899 S. WEBER RD.

WHEREAS, Section 6(a) of Article VII of the 1970 Constitution of the State of Illinois provides that any municipality which has a population of more than 25,000 is a home rule unit, and the Village of Bolingbrook, Will and DuPage Counties, Illinois, with a population in excess of 25,000 is, therefore, a home rule unit and, pursuant to the provisions of said Section 6(a) of Article VII, may exercise any power and perform any function pertaining to its government and affairs, including, but not limited to, the power to tax and to incur debt.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND BOARD OF TRUSTEES OF THE VILLAGE OF BOLINGBROOK, WILL AND DUPAGE COUNTIES, ILLINOIS, IN THE EXERCISE OF ITS HOME RULE POWERS, AS FOLLOWS:

SECTION ONE: That Section 13-207(d) of Chapter 13 of the Municipal Code of the Village of Bolingbrook is amended by decreasing the number of Class "C" licenses from eight (8) to seven (7) so that Section 13-207(d) shall hereafter be and read as follows:

Section 13-207. NUMBER OF LICENSES.

(d) The total number of all Class "C" licenses issued and in force at any one time shall not exceed seven (7) such licenses, unless and until the population of the Village shall reach 75,000 inhabitants. Thereafter, not more than one (1) additional Class "C" license shall be issued and in force at any time for each additional 4,500 inhabitants.

SECTION TWO: That this Ordinance shall be in full force and effective immediately upon execution, from and after its passage, approval and publication in pamphlet form, as provided by law.

PASSED THIS 8th DAY OF JANUARY, 2019.

AYES:
NAYS:
ABSENT:

APPROVED THIS 8th DAY OF JANUARY, 2019.

______________________________
Roger C. Claar
MAYOR

______________________________
Carol S. Penning, CMC
VILLAGE CLERK

PUBLISHED BY THE VILLAGE CLERK, IN PAMPHLET FORM, BY AUTHORITY OF THE CORPORATE AUTHORITIES OF THE VILLAGE OF BOLINGBROOK ON JANUARY 09, 2019.