

**A REGULAR MEETING OF THE MAYOR AND BOARD OF TRUSTEES
OF THE VILLAGE OF BOLINGBROOK – MARCH 24, 2015**

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., March 24, 2015, in Bolingbrook, Illinois, by Mayor Roger C. Claar.

PLEDGE OF ALLEGIANCE

Mayor Claar requested Co-Captains of the Bolingbrook High School Raiders Boys Varsity Basketball Team, Broderic Thomas and Prentiss Nixon, lead the Pledge of Allegiance to the Flag. The team just won third place in the 2015 Class 4A Illinois State Championship.

Mayor Claar thanked all those who sent their well wishes to him during his recent health problem. He noted that he hated watching the games on TV while he was recovering and would have preferred to be watching them in person.

ROLL CALL

Village Clerk, Carol Penning, called the roll. Present were: Mayor Roger C. Claar, and Trustees Leroy J. Brown, Michael T. Lawler, Ricardo Morales, Patricia E. Schanks and Maria A. Zarate

Absent: Joseph B. Morelli

Also present were: Village Clerk – Carol S. Penning, Village Attorney - James Boan, Public Safety Director - Tom Ross, Finance Director – Rosa Cojulun, Director of Public Services & Development – Lucas Rickelman

Absent: None

Representing the press: None

JOURNAL OF PROCEEDINGS

Motion Morales, second Schanks to approve the minutes of the February 24, 2015, Village Board meeting as submitted by the Village Clerk.

Voice vote. Motion carried.

APPROVAL OF AGENDA/ADDITIONS

There were no additions or corrections to the agenda.

Motion Brown, second Lawler to approve the agenda as submitted.

Voice vote. Motion carried.

APPROVAL OF APPOINTMENTS/REAPPOINTMENTS

None

PROCLAMATIONS

BOLINGBROOK HIGH SCHOOL RAIDERS BOYS BASKETBALL - THIRD PLACE 2015 IHSA CLASS 4A STATE TOURNAMENT FINAL 4, March 21, 2015: Mayor Claar proclaimed Wednesday, March 21, 2015, as Bolingbrook High School Raiders Boys Basketball Day to recognize their accomplishment in taking third place in the 2015 IHSA Class 4A State Tournament Final 4. Mayor Claar read a portion of the Herald newspaper article on the win and it was stated that this was "the highest area finish of all sports in the State's largest class since Lockport won the State Title in 1978". He expressed appreciation for the positive attitude all of them brought to the community through good sportsmanship and inspired team play. Coaches and players were introduced by the team's Head Coach, Rob Brost, and Mayor Claar presented each coach and team member a copy of the proclamation, a DVD of the rally and two playoff games, and a miniature duplicate road sign announcing their win throughout the Village.

VALLEY VIEW EDUCATIONAL ENRICHMENT DAY, March 27, 2015: Mayor Claar proclaimed March 27th, 2015, "VALLEY VIEW EDUCATIONAL ENRICHMENT DAY" and encouraged citizens in the community to support the Valley View Educational Enrichment Foundation by attending their 21st Annual Fundraising Dinner on Friday, March 27, 2015. Mike Lawler, President of the VVEEF, accepted the proclamation and talked about the event and how the foundation was started.

NATIONAL LIBRARY WEEK, April 12th through April 18th, 2015: Mayor Claar proclaimed April 12th through April 18th, 2015, NATIONAL LIBRARY WEEK and encouraged all residents to visit the Fountaindale Public Library this week to take advantage of the wonderful library resources that are available at the facility. Peggy Danhof, Library Board President, Ruth Newell, Trustee, and Paul Mills, Executive Director, accepted the proclamation. Peggy Danhof talked about the programs that will be held at the library during that week.

BILL APPROVAL

Motion Brown, second Morales to approve expenditures submitted as Bill Listing A - Payables in the amount of \$310,525.12 and Bill Listing B - Pre-pays in the amount of \$2,163,929.88 totaling \$2,474,455.00. (Copies were made available in the Finance Dept. and Clerk's Office.)

ROLL CALL: Yea 5 - Brown, Lawler, Morales, Schanks, Zarate

Nay 0 - None

Absent 1 - Morelli

Motion carried.

TAX RECEIPTS

1. December, 2014 State Income Tax - \$891,687.00 (December, 2013 State Income Tax - \$715,363.55) – a 24.65% Increase
2. January, 2015 Sales Tax - \$3,173,641.23 (January, 2014 Sales Tax - \$3,035,250.62) – a 4.6% Increase
3. January, 2015 Motor Fuel Tax - \$131,802.68 (January, 2014 Motor Fuel Tax - \$148,994.73) – a 11.5% Decrease

Mayor Claar commented on the talk in Springfield about decreasing the percentage of the State Income tax that is distributed to all municipalities. That idea has since been taken off the table for this current fiscal year and the Village, along with the rest of the municipalities in the State, will continue to watch what the legislators plan for the ensuing fiscal year.

MOTIONS

MOTION TO APPROVE A FINAL CHANGE ORDER WITH WOLF AND COMPANY IN THE AMOUNT OF \$20,000.00 FOR THE AUDIT ENDING APRIL 30, 2014

Motion Schanks, second Zarate to accept a motion to approve a Final Change Order with Wolf and Company in the amount of \$20,000 for the audit ending April 30, 2014.

This motion approved a Change Order to the contract with the auditor, Wolf and Company, for additional services performed in connection with the 2013-2014 Audit. The original contract was for \$46,350. The change order was for an additional \$20,000. This was the third year of a four year contract with Wolf and Company.

ROLL CALL: Yea 5 - Brown, Lawler, Morales, Schanks, Zarate

Nay 0 - None

Absent 1 - Morelli

Motion carried.

RESOLUTIONS

RESOLUTION 15R-009

URGING THE GOVERNOR AND GENERAL ASSEMBLY TO PROTECT FULL FUNDING OF LOCAL GOVERNMENT DISTRIBUTIVE FUND REVENUES

Motion Morales, second Zarate to adopt a resolution urging the Governor and General Assembly to protect full funding of the Local Government Distributive Fund revenues.

This resolution expressed the Village's opposition to any reduction in the municipal share of the State Income Tax. The Local Government Distributive Fund was created in 1969 to fund core services for Illinois residents. The State had already reduced the funding level from 10% to 8%.

The current estimated funding level for Fiscal Year 2015-2016 was \$99/capita. This equated to \$7,263,234 (\$99 x 73,366 population). The Governor proposed a 50% reduction, which would compute to an annual revenue loss of \$3,631,617 to the Village. A reduction of that magnitude would have a devastating effect on the Village's budget. The State created the financial mess they are currently experiencing and should not balance their budget on the backs of Illinois municipalities and their residents.

ROLL CALL: Yea 5 - Brown, Lawler, Morales, Schanks, Zarate

Nay 0 - None

Absent 1 - Morelli

Motion carried.

RESOLUTION 15R-010

APPROVING GREENE ROAD GRANT OF EASEMENT FROM THE VILLAGE OF BOLINGBROOK TO CHICAGO ELMHURST STONE COMPANY

Motion Lawler, second Zarate to adopt a resolution approving a Greene Road Grant of Easement from the Village of Bolingbrook to Chicago Elmhurst Stone Company.

Elmhurst Chicago Stone Company owned the Quarry on both sides (east and west) of Greene Road. Future quarry operations were expected to require stone and gravel to be transported from one side of the road to the other. The most economical way to move the stone/gravel would be by conveyor. Elmhurst Chicago Stone Company requested an easement to install and maintain a culvert under Greene Road with the intent of placing a conveyor through the culvert. There were no immediate plans to install the culvert or conveyor. This resolution approved the easement.

ROLL CALL: Yea 5 - Brown, Lawler, Morales, Schanks, Zarate

Nay 0 - None

Absent 1 - Morelli

Motion carried.

RESOLUTION 15R-011

APPROVING THE INTERGOVERNMENTAL AGREEMENT WITH THE VILLAGE OF ROMEOVILLE (CROSSROADS PKWY. IMPROVEMENT PROJECT)

Motion Brown, second Schanks to adopt a resolution approving the Intergovernmental Agreement with the Village of Romeoville (Crossroads Parkway Improvement Project).

Romeoville was awarded a Federal Aid project to repave Crossroads Parkway. It was an 80/20 payment project. Romeoville asked if Bolingbrook would like to add its portion of Crossroads Parkway (west of Veterans) to the project. Approximately 15% of the project would be in Bolingbrook. The Village's share was estimated at \$40,000 and was "capped" at no more than

\$50,000. The work should be completed in 2015. This resolution approved an Intergovernmental Agreement with Romeoville for the repaving project.

ROLL CALL: Yea 5 - Brown, Lawler, Morales, Schanks, Zarate

Nay 0 - None

Absent 1 - Morelli

Motion carried.

Mayor Claar commented that he talked with Romeoville Mayor John Noak about joint cooperation to widen the portion of Remington Blvd. from 115th to Weber Rd. into a four (4) lane road (currently it is only two (2) lanes). This would help with traffic flow immensely as Remington is a four (4) lane road from Rt. 53 to 115th. As talks progress, he will let the public know what has been negotiated.

RESOLUTION 15R-012

APPROVING RENEWAL OF FUEL CONTRACT (AL WARREN OIL COMPANY)

Motion Zarate, second Schanks to adopt a resolution approving the renewal of a fuel contract with Al Warren Oil Company.

This resolution renewed the Village’s contract for fuel and delivery with Al Warren Oil Company. The terms of the contract remained the same as last year (Resolution #14R-004). The cost for delivery was 1.75 cents per gallon for gasoline and 2 cents per gallon for diesel. The fuel cost will be determined daily by the OPIS (Oil Price Information Service) “rack price”.

ROLL CALL: Yea 5 - Brown, Lawler, Morales, Schanks, Zarate

Nay 0 - None

Absent 1 - Morelli

Motion carried.

ORDINANCES

PC 15-05

APPROVAL OF A SPECIAL USE PERMIT FOR A COMMERCIAL RECREATION FACILITY, GLADIATOR BRAZILIAN JIU JITSU ACADEMY, 421-U N BOLINGBROOK DRIVE; GIDEON RAY, GLADIATOR BRAZILIAN JIU JITSU ACADEMY, APPLICANT

Motion Morales, second Schanks to accept Plan Commission Report PC 15-05 for approval of a Special Use Permit for a Commercial Recreation Facility, Gladiator Brazilian Jiu Jitsu Academy, 421-U N. Bolingbrook Dr.: Gideon Ray, Gladiator Brazilian Jiu Jitsu Academy, Applicant.

Voice vote. Motion carried.

ORDINANCE 15-009

APPROVING SPECIAL USE PERMIT FOR A COMMERCIAL RECREATIONAL FACILITY, GLADIATOR BRAZILIAN JIU JITSU ACADEMY (421-U N. BOLINGBROOK DRIVE)

Motion Brown, second Lawler to pass an ordinance approving a Special Use Permit for a Commercial Recreational Facility, Gladiator Brazilian Jiu Jitsu Academy (421-U N. Bolingbrook Drive).

Gideon Ray, on behalf of Gladiator Brazilian Jiu Jitsu Academy, sought approval of a Special Use Permit to allow a martial arts training and physical fitness facility in 1,250 sq. ft. of tenant space at 421-U N. Bolingbrook Drive. This unit was located in the Indian Oaks Plaza located at the northwest corner of Robinhood Way and Bolingbrook Drive. The property was zoned B-2 Community Retail. Non-sales tax generating businesses were required to obtain a Special Use Permit to locate in commercially zoned districts. The Plan Commission reviewed the request and recommended approval.

Gideon Ray was present at the meeting and addressed the Board. He explained more about plans for the business and that his clientele would be adults and kids eight years (8) old and up. He also gave details on his background in the field and mentioned that he has taught since he was twelve (12) years old. He hoped to open in May.

ROLL CALL: Yea 5 - Brown, Lawler, Morales, Schanks, Zarate

Nay 0 - None

Absent 1 - Morelli

Motion carried.

PC 15-06

APPROVAL OF A SPECIAL USE PERMIT FOR EXTENDED HOURS OF OPERATION, BULLDOG ALE HOUSE, 157 S. WEBER ROAD, MATT AHMETI, BULLDOG ALE HOUSE, APPLICANT

Motion Morales, second Zarate to accept a Plan Commission Report PC 15-06 for approval of a Special Use Permit for extended hours of operation for Bulldog Ale House, 157 S. Weber Rd., Matt Ahmeti, Bulldog Ale House, Applicant.

Voice vote. Motion carried.

ORDINANCE 15-010

APPROVING SPECIAL USE PERMIT FOR EXTENDED HOURS OF OPERATION, BULLDOG ALE HOUSE (157 SOUTH WEBER ROAD)

Motion Brown, second Zarate to pass an ordinance approving a Special Use Permit for extended hours of operation, Bulldog Ale House (157 S. Weber Rd.).

Bulldog Ale House leased the 6,800 sq. ft. restaurant (f/k/a TGI Friday's) at 157 S. Weber Road. Under the Municipal Code, businesses were required to obtain a Special Use Permit if they desired to be open beyond 10:00 p.m. Matt Ahmeti, on behalf of Bulldog Ale House, applied for

a Special Use Permit for extended hours of operation. He would like to operate from Sunday through Thursday until Midnight and Friday and Saturday until 2:00 a.m. These hours were consistent with his liquor license. The Plan Commission reviewed the request and recommended approval.

Paul Marrin, Director of Operations, addressed the meeting. The soft opening was two (2) weeks ago and business has been very good...beyond expectations! The restaurant is family oriented during the earlier hours in the evening and oriented more toward sports games on TV later on. He was very happy to have a location in Bolingbrook.

ROLL CALL: Yea 5 - Brown, Lawler, Morales, Schanks, Zarate

Nay 0 - None

Absent 1 - Morelli

Motion carried.

ORDINANCE 15-011

APPROVING EXTENSION OF AGREEMENT RE PARKING LANDBANKING – 551 ST JAMES GATE (LAGROU LLC)

Motion Brown, second Morales to pass an ordinance approving an extension to an agreement regarding parking landbanking at 551 St. James Gate (LaGrou LLC).

LaGrou Bolingbrook LLC owned the building at 551 St. James Gate. LaGrou had a Landbank Parking Agreement that provided for setting aside land for 149 future parking spaces. That Agreement (Ordinance 00-020) expired in 2010. LaGrou was in the process of selling the building to an investor and renting the building back. The buyer, LaSalle Investment Management, requested the Landbanking Agreement be reinstated. This ordinance allowed for 149 spaces to be "landbanked" for a period of five (5) years with one (1) additional five (5) year option to extend the time for installation. If the land use changed during the term of the Agreement or the Village determined that more parking was needed, then, additional parking could be required to be installed.

ROLL CALL: Yea 5 - Brown, Lawler, Morales, Schanks, Zarate

Nay 0 - None

Absent 1 - Morelli

Motion carried.

ORDINANCE 15-012

ABATING TAXES HERETOFORE LEVIED TO PAY INTEREST AND PRINCIPAL ON \$41,815,000 GENERAL OBLIGATION BONDS, SERIES 2007 OF THE VILLAGE OF BOLINGBROOK, ILLINOIS, FOR THE TAX LEVY YEAR 2014

Motion Morales, second Lawler to pass an ordinance abating taxes heretofore levied to pay interest and principal on \$41,815,000 General Obligation Bonds, Series 2007 of the Village of Bolingbrook, Illinois, for the Tax Levy Year 2014.

As a result of the Village refinancing its long term General Obligation debt in December (which had over \$5 million in present value savings), the Village needed to abate \$639,082 of principal and interest on the Series 2007 G.O. Bonds. The monies for the abatement were included in the refinance. This ordinance approved the abatement.

ROLL CALL: Yea 5 - Brown, Lawler, Morales, Schanks, Zarate

Nay 0 - None

Absent 1 - Morelli

Motion carried.

PUBLIC COMMENTS

None

TRUSTEE COMMENTS

Trustee Lawler gave details on the 5th Annual DuPage Township Easter Egg Hunt on Saturday, April 4th. He also talked about the Arbor Day Celebration on Saturday, April 18th, hosted by the Beautification Commission at the Home Depot parking lot between 11 a.m. and 2 p.m. The tree planting will be at 10 a.m. He then reminded everyone that Election Day will be Tuesday, April 7th, and urged them to go out and vote.

Trustee Morales reminded everyone that the Levy Board Friday Night Fish Fry will continue at the Levy Center from 5 p.m. to 8 p.m. through this Friday, March 27th. He then gave information on the Bolingbrook Community Chorus event "Celebrate America in Song" on Sunday, April 26th, 3 p.m., at the First Presbyterian Church on Weber and Boughton. He also talked about the BOBB Awards being held Thursday, March 26th, at the Bolingbrook Golf Club at 5:30 p.m. The dinner was honoring Mayor Roger C. Claar as winner of the 2015 Lifetime Achievement Award.

Trustee Schanks announced that the Civic & Cultural Affairs Commission was looking for artists to display their works at the Annual Village Picnic on June 28th and gave information on how to contact the Commission. Crafters were also wanted for the Village Jubilee in August (also celebrating Bolingbrook's 50th Anniversary Birthday Bash) and those interested should contact the Civic & Cultural Affairs Commission.

Trustee Brown welcomed Mayor Claar back from his time off for surgery. He congratulated the Bolingbrook High School Raiders Boys Varsity Basketball team on a great season and their great example of sportsmanship.

Trustee Zarate also welcomed Mayor Claar back. She gave information on the Annual Lion's Club Spaghetti Dinner held at the First Presbyterian Church on Saturday, April 25th, from 4:30 p.m. to 7 p.m.

Trustees Lawler, Morales and Schanks expressed gratitude that Mayor Claar was doing so well after his surgery and welcomed him back to Village Hall.

Mayor Claar announced that, through the hard work of the staff and in particular Fran Miller, Bolingbrook's transparency rating was now 98.5% and just needed a few old documents in storage to make it up to the 100% level. Local government entities scoring higher than 80 out of 100 receive the Illinois Policy Institute's **Sunshine Award**. Only 72 taxing bodies out of the nearly 7,000, in Illinois have won the Illinois Policy Institute's Sunshine Award.

Mayor Claar also talked about his recent heart surgery, explained why he needed to have it and what the procedure entailed.

EXECUTIVE SESSION

None

ADJOURNMENT

Motion Brown, second Schanks to adjourn the meeting.

Voice vote. Motion carried and meeting adjourned at 9:10 p.m.

ATTEST:

Roger C. Claar
MAYOR

Carol S. Penning, CMC
VILLAGE CLERK