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. See “Citizen’s Guide” on last page.

VILLAGE OF BOLINGBROOK
REGULAR MEETING
AGENDA FOR MARCH 12, 2019

ROGER C. CLAAR
Mayor

CAROL. S. PENNING
Village Clerk

JAMES S. BOAN
Village Attorney

TRUSTEES
MICHAEL T. LAWLER
RICOARDO 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 February 26, 2019

C. APPROVAL OF AGENDA:

D. APPROVAL OF APPOINTMENTS – BOARDS AND COMMISSIONS:

E. REPORTS OF OFFICERS:
   1. Mayor
      a. Commission Appointment/Reappointments
         1. Arts Council Commission
            New Appointments:
            ■ Jose Rojas

1
2. Staff
   a. Bill Approval
      1. Bill Listing A - $ 804,855.31
      2. Bill Listing B - $ 5,032,988.74
         Total $5,837,844.05
   
   b. Tax Receipts
      1. November 2018 State Income Tax - $608,707.91
         (November 2017 State Income Tax - $557,518.04) - 9.18% Increase
      2. December 2018 Sales Tax - $2,920,284.98 (December 2017 Sales Tax - $2,853,613.65) - 2.3% Increase
      3. December 2018 Motor Fuel Tax - $159,172.78
         (December 2017 Motor Fuel Tax - $165,973.47) - 4.1% Decrease
      4. December 2018 State Administrative Fee - $23,587.37

F. MOTIONS

1. Motion to Cancel the Regularly Scheduled April 23, 2019 Board Meeting and Re-Schedule the Meeting for April 30, 2019
   
   ■ Board meeting scheduled for April 23rd moved and rescheduled to April 30th due to Easter holiday
   ■ Village must adopt its 2019-2020 fiscal budget before May 1st
G. RESOLUTIONS

1. Resolution (19R-007) Approving the Rempe Sharpe & Associates Change Order – Phase I & II Design Engineering for Kings Road Extension
   - Additional work due to field conditions and utility conflicts
   - Required by IDOT for use of Federal Funds
   - Reviewed by Public Services Committee

H. ORDINANCES

1. Ordinance (19-016) Approving Agreement Between the Village of Bolingbrook and RCG-Bolingbrook, LLC to Enforce Traffic Laws and Ordinances – The Landings Shopping Center


3. Ordinance (19-018) Establishing a New Class “D-7” Liquor License (Comedy Club) and Increasing the Number from Zero to One

I. QUESTIONS FROM AUDIENCE/PRESS:**

J. TRUSTEES’ COMMENTS AND REPORTS:

K. EXECUTIVE SESSION:

L. ADJOURNMENT:

Approval for Submission:

[Signature]
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.
MINUTES OF THE REGULAR MEETING OF THE MAYOR AND BOARD OF
TRUSTEES OF THE VILLAGE OF BOLINGBROOK – FEBRUARY 26, 2019

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 26, 2019, in Bolingbrook, Illinois, by Mayor Roger C.
Claar.

PLEDGE OF ALLEGIANCE:
Mayor Roger C. Claar requested members of the Bolingbrook VFW and the American Legion to
lead the pledge to the Flag.

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 S. Penning, Village Attorney - James Boan, Public Safety Director – Ken
Teppel, Finance Director – Rosa Cojulun and Director of Public Services & Development - Lucas
Rickelman
Absent: None

Representing the press: No press was in attendance.

JOURNAL OF PROCEEDINGS:
Motion Watts, second Hoogland to approve the minutes of the regular meeting of February 12th,
2019, 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 Morales, second Lawler to approve the agenda.

Voice vote. Motion carried.

APPROVAL OF APPOINTMENTS/REAPPOINTMENTS:
Motion Lawler, second Zarate to approve the new appointment to the Plan Commission:
• Lon Schank

Voice vote. Motion carried.
REPORTS OF OFFICERS:

PROCLAMATIONS

SEVERE WEATHER PREPAREDNESS WEEK, Sunday, March 3rd through Saturday, March 9th, 2019: Mayor Claar declared Sunday, March 3rd through Saturday, March 9th, 2019, "SEVERE WEATHER PREPAREDNESS WEEK," in the Village of Bolingbrook, and urged all our residents to learn as much as they can to be prepared for any disaster to prevent loss of life. Fire Department Battalion Chief and Emergency Management Agency Director (EMA), Troy Kirch, accepted the proclamation.

ST. BALDRICK'S "BOLINGBROOK 4 KIDS", Sunday, March 10th, 2019: Mayor Claar proclaimed Sunday, March 10th, 2019, ST. BALDRICK'S "BOLINGBROOK 4 KIDS" DAY and urged all Bolingbrook residents to stop by the Bolingbrook Golf Club and enjoy a great day out and support this very important cause. Bolingbrook 4 Kids Committee Member David Byrne, accepted the proclamation and gave details about the day. Also in attendance was event coordinator and Bolingbrook Police Commander, Rich Hilliard.

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

New Appointment: Lon Schank was sworn in by Mayor Claar as a Plan Commission Commissioner.

Mayor Claar shared the history of the Levy Center and the recent passing of Joseph Levy, Jr. at age 92. Joe will long be remembered as a successful businessman at his Evanston-based Buick dealership. He was a generous philanthropist to many organizations and worthy causes. The most prominent gifts from Joe and Carole Levy were those made toward the construction of senior centers, named after his parents, in Evanston as well as Chicago and Bolingbrook. He donated $300,000 toward the construction and building of the Levy Center here in Bolingbrook.

PRESENTATIONS:

VFW POST 5917 PUBLIC SERVICE AWARDS: Awards given by VFW Post 5917 and Bolingbrook American Legion Post 1288 to those individuals noted for their exemplary service to the public were:

Police Department: Officer Anthony Gomez De La Casa
Fire Department: Firefighter/Paramedic Ryan Klawohn
Public Services & Development: Reclamation Foreman Anthony Luna

John Davin and Larry Shaver assisted with the presentations along with Public Safety Director, Ken Teppel and Public Services Director, Lucas Rickelman.

VILLAGE RECOGNITION: None

PUBLIC HEARING: None

BILL APPROVAL:

Motion Watts, second Zarate to approve expenditures submitted as Bill Listing A - Payables in the amount of $1,112,858.98 and Bill Listing B - Pre-Paid in the amount of $299,894.69 totaling $1,412,753.67. (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.

RESOLUTIONS:

RESOLUTION 19R-004
APPROVING PURCHASE OF ONE 2019 VACTOR MODEL 2100I SINGLE ENGINE, TANDEM AXLE COMBINATION SEWER CLEANER THROUGH SUBURBAN PURCHASING COOPERATIVE:
Motion Lawler, second Morales to adopt a resolution approving purchase of one 2019 Vactor Model 2100I single engine, Tandem Axle Combination Sewer Cleaner through Suburban purchasing Cooperative.

This Resolution approves the purchase of a replacement vehicle through the Suburban Purchasing Cooperative (a joint purchase program of DuPage and Will County municipalities). The purchase is for a 2019 Vactor, Model 2100i Peterbilt 348 with Tandem Axle. It would replace a 2006 model which is at its end of useful life. A Vactor is a piece of equipment used primarily in cleaning storm and sanitary sewers. The cost is $418,920.00 which is $11,080.00 under the budgeted amount of $430,000.00. 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.

RESOLUTION 19R-005
APPROVING FOR MAINTENANCE OF STREETS AND HIGHWAYS BY THE VILLAGE OF BOLINGBROOK UNDER THE ILLINOIS HIGHWAY CODE WITH THE ILLINOIS DEPARTMENT OF TRANSPORTATION:
Motion Jaskiewicz, second Morales to adopt a resolution approving the maintenance of streets and highways by the Village of Bolingbrook under the Illinois highway code with the Illinois Department of Transportation.

Under the Illinois Department of Transportation (IDOT) requirements, the Village must submit its fiscal 2019/2020 MFT budget before the Village budget is adopted. This Resolution approves $2,649,362.00 for next fiscal year. This is an 8.47% increase over this year’s budget. The increases are based on material increases (salt, traffic sign) and labor. The breakdown is as follows:

- Snow and Ice $874,438.00
- Drainage and Maintenance $134,536.00
- Pavement Maintenance $372,958.00
- Sign Maintenance $153,000.00
- Electric Maintenance $481,830.00
- Tree Maintenance $157,600.00
- Sidewalk Replacement Program $300,000.00
- Pavement Markings $175,000.00

TOTAL $2,649,362.00
ROLL CALL: Yea 6  Zarate, Lawler, Watts, Hoogland, Morales, Jaskiewicz
          Nay 0  None
          Absent 0  None

          Motion carried.

Mayor Claar asked Public Services Director to give an update regarding potholes. Lucas Rickelman explained that due to the weather – this is the time of the season that potholes need to be patched. They use cold mix patching during the winter until they can fill the potholes permanently in the late spring and summer months. He encouraged residents to contact Public Services and they will address their pothole fill requests.

RESOLUTION 19R-006
RE OPERATION AND MAINTENANCE OF PROPERTY WITHIN THE VILLAGE OF BOLINGBROOK WHICH IS UNDER IDOT JURISDICTION:
Motion Hoogland, second Lawler to adopt a resolution regarding Operation and Maintenance of property within the Village of Bolingbrook which is under IDOT Jurisdiction.

IDOT requires a surety bond from anyone that does work within their rights-of-way. For municipalities they will waive the bond requirements (and cost), if the municipality passes a Resolution stating that all work done in State ROW will be performed in accordance with the condition of the IDOT issued permit and holds the state harmless for any event or injury occurring during the work. The Resolution is effective for 2 years.

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

          Motion carried.

ORDINANCES:

PC 19.05
APPROVAL OF A SPECIAL USE PERMIT FOR A PLANNED DEVELOPMENT WITH VARIANCES AND FINAL DEVELOPMENT PLAN, JET BRITE CAR WASH, 246 S. WEBER ROAD, DAVE DALESANDRO, JB DEVELOPMENT, INC.: APPLICANT
Motion Watts, second Lawler to accept a Plan Commission Report PC. 19.05 for approval of a Special Use Permit for a Planned Development with Variances and Final Development Plan, Jet Brite Car Wash, 246 S. Weber Road, Dave Dalesandro, JB Development, Inc., Applicant.

Voice vote. Motion carried.
ORDINANCE 19-010
APPROVING SPECIAL USE PERMIT FOR A PLANNED DEVELOPMENT WITH VARIANCES AND FINAL DEVELOPMENT PLAN (JET BRITE SERVICES) – 246 S. WEBER ROAD:
Motion Morales, second Zarate to accept an ordinance approving Special Use Permit for a Planned Development with Variances and Final Development Plan (Jet Brite Services) – 246 S. Weber Road.

Dave Dalesandro D/B/A Jet Brite Services owns 2.06 acres at the southeast corner of Veterans Parkway and Weber Road (formerly Joe’s Crab Shack and La Hacienda). The building has been demolished and the applicant would like to construct a drive-thru car wash on the property. Jet Brite currently has a car wash located at 600 E. Boughton Road. This similar project would consist of a 6,358 sq. ft. building with 4 stacking lanes and 181 ft. long wash “tunnel”. There would also be 31 vacuum spaces. Automotive uses require a Special Use Permit. This Ordinance approves a Special Use Permit for a Planned Development along with 7 Variances and a Final Development Plan. The Plan Commission has reviewed and recommends approval.

Mayor Claar shared a brief history of this property and indicated that restaurants at this location, sadly, have been unsuccessful.

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

Motion carried.

PC 19.06
APPROVAL OF A SPECIAL USE PERMIT FOR A PLANNED DEVELOPMENT WITH VARIANCES AND FINAL DEVELOPMENT PLAN, JET BRITE SERVICES, 590 KILDEER DRIVE, DAVE DALESANDRO, JB DEVELOPMENT, INC.; APPLICANT
Motion Hoogland, second Watts to accept a Plan Commission Report PC.19.06 for approval of a Special Use Permit for a Planned Development with Variances and Final Development Plan, Jet Brite Services, 590 Kildeer Drive, Dave Dalesandro, JB Development, Inc., Applicant.

Voice vote. Motion carried.

ORDINANCE 19-011
APPROVING SPECIAL USE PERMIT FOR A PLANNED DEVELOPMENT WITH VARIANCES AND FINAL DEVELOPMENT PLAN (JET BRITE SERVICES) – 590 KILDEER DRIVE:
Motion Lawler, second Morales to pass an ordinance approving Special Use Permit for a Planned Development with Variances and Final Development Plan (Jet Brite Services) – 590 Kildeer Drive.

Dave Dalesandro D/B/A Jet Brite Services has his corporate headquarters at 590 Kildeer. His current building consists of a 1,090 sq. ft. showroom, 2,445 sq. ft. office space and 11,345 sq. ft. of distribution and manufacturing space. He would like to build a 16,185 sq. ft. addition on the west end of the existing building. In order to do so he needed to apply for 4 development code variances. This Ordinance approves a Special Use Permit with variances and final development plan. 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 19.07
APPROVAL OF A SPECIAL USE PERMIT FOR AN EATING/DRINKING ESTABLISHMENT WITH LIVE ENTERTAINMENT AND EXTENDED HOURS OF OPERATION, CG'S COMEDY CLUB, 619 E. BOUGHTON ROAD, SUITE 125, GLEN MARTINO; APPLICANT

Motion Morales, second Lawler to accept a Plan Commission Report PC. 19.07 for approval of a Special Use Permit for an eating/drinking establishment with live entertainment and extended hours of operation, CG'S Comedy Club, 619 E. Boughton Road, Suite 125, Glen Martino, Applicant.

Voice vote. Motion carried.

ORDINANCE 19-012
APPROVING SPECIAL USE PERMIT FOR A PLANNED DEVELOPMENT FOR A EATING/DRINKING ESTABLISHMENT WITH LIVE ENTERTAINMENT AND EXTENDED HOURS OF OPERATION (CG'S COMEDY CLUB) – 619 E. BOUGHTON ROAD, SUITE 125:

Motion Morales, second Watts to pass an ordinance approving a Special Use Permit for a Planned Development for an eating/drinking establishment with live entertainment and extended hours of operation (CG'S Comedy Club) – 619 E. Boughton Road, Suite 125.

The applicant, Glen Martino D/B/A CG's Comedy Club would like to lease 2,381 sq. ft. of tenant space at the Promenade. Suite 125 is south of H & M. The applicant would like to provide live entertainment and have extended hours of operation. The proposed hours of operation are Friday from 7:00 p.m. to 12:00 a.m., Saturdays from 6:00 p.m. to 12:00 a.m., and Wednesdays and Thursdays from 7:00 p.m. to 11:00 p.m. The Ordinance approves the Special Use Permit for a live entertainment venue with extended hours of operation. The Plan Commission has reviewed and recommends approval.

The applicant Glen Martino provided details regarding the Comedy Club operations and entertainment. In addition, he answered questions from the Village Board.

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

Motion carried.

PC 19.08
APPROVAL OF A SPECIAL USE PERMIT FOR EXTENDED HOURS OF OPERATION, PERLA NEGRA MARISCOS, 235 S. BOLINGBROOK DRIVE, ADAN BARRIOS; APPLICANT

Motion Lawler, second Morales to accept a Plan Commission Report PC.19.08 for approval of a Special Use Permit for extended hours of operation, Perla Negra Mariscos, 235 S. Bolingbrook Drive, Adan Barrios, Applicant.
Voice vote. Motion carried.

ORDINANCE 19-013
APPROVING SPECIAL USE PERMIT FOR A PLANNED DEVELOPMENT FOR A
RESTAURANT WITH EXTENDED HOURS OF OPERATION (PERLA NEGRA MARISCOS) –
235 S. BOLINGBROOK DRIVE:
Motion Hoogland, second Watts to pass an ordinance approving Special Use Permit for a Planned
Development for a restaurant with extended hours of operation (Perla Negra Mariscos) – 235 S
Bolingbrook Drive.

The applicant, Adan Barrios has purchased the restaurant building at 235 S. Bolingbrook Drive
(formerly Buchos) and plans to redevelop it as a Mexican seafood business named Perla Negra
Mariscos. The applicant would like to add a 954 sq. ft. addition to the existing 2,860 sq. ft. building.
He would like to be open daily from 10:00 a.m. to 11:00 p.m. Code allows until 10:00 p.m.
weekdays. This Ordinance approves the building addition and a Special Use Permit for the
extended hours of operation. 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 19-014
AMENDING ARTICLE 13 OF CHAPTER 17 OF THE MUNICIPAL CODE REGARDING GOLF
CART OPERATION:
Motion Morales, second Lawler to pass an ordinance amending Article 13 of Chapter 17 of the
Municipal Code regarding golf cart operation.

One of the benefits to living on a golf course is the potential to be able to use a golf cart to get to
the golf course. Illinois Motor Vehicle Code (625 ILCS 5/11-1426.1) allows Municipalities to
authorize the use of golf carts on “non-highway” streets. The Ordinance authorizes the use of golf
carts (provided the cart meets the statutory requirements) on streets in Americana Estates, Patriot
Place and Liberty Green subdivisions. Statutory requirements include headlights, brake lights,
rear view mirror, steering and braking mechanisms, front and rear reflective warning, etc.

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

Motion carried.

ORDINANCE 19-015
APPROVING PLAT OF DETACHMENT (I-55 AND VETERANS PARKWAY):
Motion Watts, second Zarate to pass an ordinance approving Plat of Detachment (I-55 and
Veterans Parkway)
This Ordinance approves a Plat of Detachment regarding ±21.876 acres of property located south of I-55 off Veterans Parkway. On February 29, 2016 the Village voluntarily annexed 3.08 acres of ComEd property. On March 8, 2016 it involuntarily annexed 18.796 acres of property. One of the 3 affected landowners filed suit challenging the annexation. The trial court agreed with the Village and the Appellate Court reversed. This Ordinance implements the court order and disconnects the contested property. The Village is working with ComEd to re-annex the property to comply with the conditions in the court’s ruling.

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

QUESTIONS FROM AUDIENCE/PRESS: None

TRUSTEE COMMENTS AND REPORTS:

Trustee Zarate
Reminded residents to change their clocks on Sunday, March 10th and to change the batteries on smoke and carbon monoxide detectors. She mentioned that through the Lent season, the Nest Bar and Grill Restaurant will be having an All You Can Eat Fish Fry every Friday.

Trustee Lawler
Congratulated those Village employees that were honored by the VFW and the American Legion; mentioned the upcoming Lions Club St. Patrick’s Day Dinner and Dance event; congratulated the 40-year-old Community Service Council on their building expansion and recent ribbon cutting – the additional space will allow them to serve more individuals in need of counseling; and shared information on Compass Church’s food pantry to help needy families.

Trustee Watts
Congratulated the Village employee recipients from the Police, Fire and Public Service Departments on their recognition; welcomed Lon Shank back to the Plan Commission; provided details on the Million Dollar Women event; “Reach for the Stars” fundraiser hosted by the Midwest Christian Montessori Academy; and the AMITA Health Bolingbrook Hospital St. Paddy’s Half Marathon & 5K Run/Walk.

Trustee Hoogland
Provided details on the Great Chefs Tasting Party and Auction to benefit the Center for Disability Services to be held at the Bolingbrook Golf Club; and gave information on the Village wide “Spring Clean Up” that will be held on the last week in March on your normal garbage pickup day – Unlimited bulk items and unlimited amounts of refuse will be picked up.

Trustee Morales
Shared information on the Coffee with the Chief program which is held each month at different locations throughout the Village. It will be held in March at the Bolingbrook Police Department. He gave details on the 4th Annual Rotary Mac and Cheese Cook-off to be held at New Life Lutheran Church. He congratulated all the award winners.
Trustee Jaskiewicz
Thanked the VFW and American Legion for recognizing Village employees for their service and congratulated tonight's recipients. He also encouraged residents to attend the Rotary’s Mac and Cheese event and provided details on the different types of Macaroni and Cheese. He added that there will be other food vendors participating.

Mayor Claar mentioned that playoffs for State Champions started and the Bolingbrook Basketball team successfully beat Joliet. He congratulated the basketball team players.

He also talked about the low voter turnout in the Chicago Primary election and gave details of possible results of the top two contenders.

He encouraged residents to do their research regarding the candidates that are running for public office in Bolingbrook for the Village, Park, Library and School for the Tuesday, April 2, 2019 Consolidated Election.

EXECUTIVE SESSION: None

ADJOURNMENT:
Motion Watts, second Morales to adjourn the meeting.

Voice vote. Motion carried and meeting adjourned at 9:30 p.m.

Roger C. Claar
MAYOR

ATTEST:

Carol S. Penning, CMC
VILLAGE CLERK
RESOLUTION NO. 19R-

RESOLUTION APPROVING THE REMPE SHARPE & ASSOCIATES CHANGE ORDER –
PHASE I & II DESIGN ENGINEERING FOR KINGS ROAD EXTENSION

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, the Mayor and Board of Trustees find that approval of the Change Order from
Rempe Sharpe & Associates for additional work for the Phase I and II Design Engineering of Kings
Road extension is warranted;

NOW, THEREFORE, BE IT RESOLVED 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 recitals set forth hereinabove shall be and are hereby incorporated as
findings of fact as if said recitals were fully set forth herein.

SECTION TWO: The Mayor and Board of Trustees of the Village of Bolingbrook hereby
authorize and approve the Change Order of Rempe Sharpe & Associates for additional work for
the Phase I and II Design Engineering of the Kings Road extension in the amount of $37,849.98,
as set forth in the invoice attached hereto and made a part hereof.

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

PASSED THIS 12th day of March, 2019.
AYES:
NAYS:
ABSENT:
APPROVED THIS 12th day of March, 2019.

ATTEST: ____________________________

MAYOR

__________________________
VILLAGE CLERK

\837419/3/4/19
Village of Bolingbrook
375 West Briarcliff Road
Bolingbrook, IL 60440

Attn: Pratik Patel
Re: Kings Road

Dear Pratik,

Please note the brief summary of Engineering Revised Scope / Extra Work required to complete the Kings Road (Phase 1 and Phase 2) project.

A. New alignment caused design of sanitary interceptor relocation, with extra engineering scope as itemized:
   B1. Design ........................................... $14,097.50
   B2. Permit, Quantities, Estimate .......................... $ 3,105.00
   B3. Additional Bed Rock Borings (Interra) .................. $ 5,075.00

   .................................................................................. $22,277.50

B. Noise Study – The original scope did not include a Noise Study, with field work, analysis, report and revisions – total budget................................................................. $ 7,672.48

C. Plat of Highways – the original approved Scope of the project did not include a Plat of Highways, with total budget (CEMCON). ......................................................... $ 7,900.00

TOTAL ADDED SCOPE EXTRA ENGINEERING DESIGN COSTS:

   A. Interceptor Relocation ........................................... $22,277.50
   B. Noise Study ......................................................... $ 7,672.48
   C. Plat of Highways & Easements ............................... $ 7,900.00

   TOTAL EXTRA SCOPE ......................................................... $37,849.98

Please feel free to contact our office with any questions or concerns.

Very truly yours,

REMPE-SHARPE & ASSOCIATES, INC.

BY: ___________________________

James Bobby, P.E., S.E.
Principal

Attachments

P.C. Tom Pawlowski, Village of Bolingbrook
### Invoice

**DATE** 12/21/2018  
**INVOICE #** 26625R

**BILL TO**  
Village of Bolingbrook  
375 West Briarcliff Road  
Bolingbrook, IL 60440-0951  
Attn: Accounts Payable

**PROJECT NO.**  
BB-10  P.O, 00119709-00  
KINGS ROAD  
**FINAL INVOICE**

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<th>PERSON</th>
<th>UNIT</th>
<th>RATE</th>
<th>AMOUNT</th>
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<td>Plan, Profile &amp; Details for Manhole / Relocation</td>
<td>Contract</td>
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<td>Contract</td>
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<td>1,440.00</td>
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<td><strong>PLAT OF HIGHWAYS</strong></td>
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**$37,849.98**
ORDINANCE NO. 19-

ORDINANCE APPROVING AGREEMENT BETWEEN THE VILLAGE OF BOLINGBROOK AND RCG-BOLINGBROOK, LLC TO ENFORCE TRAFFIC LAWS AND ORDINANCES – THE LANDINGS SHOPPING CENTER

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, RCG-Bolingbrook, LLC, the Owner of property commonly known as the Landings Shopping Center (the “Shopping Center”), has requested the Village of Bolingbrook to enforce ordinances and State traffic statutes on the private driveways and parking areas within the Shopping Center; and

WHEREAS, 625 ILCS 5/11-209 (Motor Vehicle Code), as amended by P.A. 99-143, provides, among other provisions, that upon request from the owner of the Shopping Center, a municipality may enforce traffic regulations on such private driveways and parking areas; and

WHEREAS, the Mayor and Board of Trustees find it to be in the best interests of the Village to enter into an agreement with RCG-Bolingbrook, LLC, a copy of which is attached hereto as Exhibit 1 and made a part hereof;

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:

-1-

Ordinance No. 19-
SECTION ONE: The recitals set forth hereinabove shall be and are hereby incorporated as findings of fact as if said recitals were fully set forth herein.

SECTION TWO: The agreement by and between the Village of Bolingbrook and RCG-Bolingbrook, LLC, a copy of which is attached hereto as Exhibit 1 and made a part hereof, shall be and is hereby approved and the Mayor and Village Clerk shall be and they are hereby authorized and directed to execute and attest same.

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

PASSED THIS 12th day of February, 2019.

AYES:
NAYS:
ABSENT:

APPROVED THIS 12th day of February, 2019.

__________________________
MAYOR

ATTEST:

__________________________
VILLAGE CLERK


JM\824199\2/1/19

-2-
AGREEMENT

THIS AGREEMENT, made and entered into this day of March 12th, 2019 between the VILLAGE OF BOLINGBROOK, a municipal corporation of the State of Illinois (hereinafter referred to as the "Village"), and RCG-Bolingbrook, LLC, a Georgia limited liability company, the owner of the property commonly known as the Landings Shopping Center in the Village of Bolingbrook, IL 60490 (hereinafter referred to as the "Owner", also hereinafter referred to as the "Shopping Center").

WITNESSETH

WHEREAS, the Owner has requested the Village to enforce ordinances and state traffic statutes on private driveways and parking areas within the Shopping Center properties ("Shopping Center") as shown on Exhibit A attached hereto and made a part hereof; and

WHEREAS, 625 ILCS 5/11-209 (Motor Vehicle code), as amended by P.A. 99143, provides, among other provisions, that upon request from the owner of the Shopping Center, a municipality may enforce traffic regulations on such private driveways and parking areas; and

WHEREAS, the Mayor and Board of Trustees have determined that there is a need to enforce traffic regulations and to establish special parking restrictions in the Shopping Center;

NOW, THEREFORE, in consideration of the mutual covenants and agreements herein set forth, it is agreed as follows:

1. The Village agrees to enforce, within its sole discretion, and the Owner agrees to permit the Village to enforce Village ordinances and state statutes regulating traffic and to establish parking or standing restrictions on the private driveways and parking areas within the Shopping Center.
2. The parties agree that semi-tractor/trailer access to the Shopping Center shall be limited to the designated entrances of the Shopping Center and that, except for those trucks which are in the process of loading or unloading in designated areas, parking or standing of semi-tractors/trailers shall be prohibited in all areas of the Shopping Center.

3. Without limiting the rights herein granted to the Village to enforce traffic regulations, the Owner specifically agrees that the Village may in its discretion ticket or tow any vehicles which are parked in violation of the aforesaid prohibitions in the manner prescribed by law.

4. In addition, the Owner agrees that the Village may exercise any and all powers as set forth in 625 IL-CS 5/11-209.

5. The Owner agrees to provide and pay for any traffic signs and/or curb painting which may be considered by mutual reasonable agreement to be necessary or appropriate for the enforcement of the aforesaid traffic and parking regulations.

6. The Owner agrees to indemnify the Village, its Mayor, Trustees, officers, employees and authorized agents and save and hold them harmless from any claims, demands, causes of action or judgements for injuries or damages of whatever kind or nature arising out of the performance of services on the Shopping Center property by the Village by virtue of the Village being a party to this Agreement. This provision shall not be construed as an agreement to indemnify or hold the Village harmless by virtue of the willful and wanton conduct of the Village or its authorized agents relating or pertaining to the Village's performance under this Agreement.
The Owner further agrees to purchase and maintain at its own expense comprehensive liability insurance covering both the Owner and the Village, as an additional named insured, with respect to any claims, damages and penalties on account of any personal injury or property damage included in the hold harmless agreement herein, said comprehensive liability insurance policy to be acceptable to and to be approved by the Village prior to the execution of this Agreement.

7. All notices required or otherMise provided under this Agreement shall be in writing and made or communicated by registered or certified United States mail, return receipt requested, addressed in the case of the Village to:

Village of Bolingbrook
375 West Briarcliff Road
Bolingbrook, IL 60440
Attention: Village Administrator and addressed in the case of the Owner or Manager to:

RCG Ventures, LLC
3060 Peachtree Rd. NW, Suite 400
Atlanta CA, 30305
Attention: Property Manager

8. The term of this Agreement shall be one (1) year; notwithstanding the foregoing, however, this Agreement may be terminated by either party upon thirty (30) days written notice to the other party of its intention to cancel same.

9. This Agreement shall be recorded with the Office of the Recorder of Deeds of the Counties in which the Shopping Center is located.

IN WITNESS WHEREOF, the Owner and the Village have hereunto executed this Agreement and affixed their respective seals on the day and year first above written.

VILLAGE OF BOLINGBROOK
Mayor

ATTEST:

Village Clerk

RCG — Bolingbrook, LLC, a Georgia limited liability company
By: RCG Ventures Fund IV, LP, a Georgia limited partnership
By: RCG Ventures Fund IV GP, LLC, a Georgia limited liability company,
its General Partner By: Charles Swain
Charles Swain Name.

Title: Vice President of Operations

ATTEST: Kaitlin Wagner
153 - 161 N. Weber Rd

137 - 149 N. Weber Rd
ORDINANCE 19-

AMENDING CHAPTER 13 OF THE MUNICIPAL CODE AND DECREASING CLASS "D-2" (FULL-SERVICE LIQUOR) FROM SEVENTEEN (17) TO SIXTEEN (16) - (HETMAN) 195 REMINGTON BLVD.

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(1) of Chapter 13 of the Municipal Code of the Village of Bolingbrook is amended by decreasing the number of Class "D-2" licenses from seventeen (17) to sixteen (16) so that Section 13-207(1) shall hereafter be and read as follows:

Section 13-207. NUMBER OF LICENSES.

(1) The total number of all Class "D-2" licenses issued and in force at any one time shall not exceed sixteen (16) such licenses, unless and until the population of the Village shall reach 75,000 inhabitants. Thereafter, not more than one (1) additional Class "D-2" 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 12TH DAY OF MARCH, 2019.

AYES:
NAYS:
ABSENT:

PASSED THIS 12TH DAY OF MARCH, 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 MARCH 13, 2019.
ORDINANCE NO. 19-

ORDINANCE ESTABLISHING A NEW CLASS “D-7” LIQUOR LICENSE (COMEDY CLUB) AND INCREASING THE NUMBER FROM ZERO TO ONE

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, the Mayor and Board of Trustees believe and hereby declare that it is in the best interests of the Village and its residents to permit a comedy club to sell liquor;

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 foregoing recitals are hereby incorporated in this Section as if said recitals were fully set forth herein.

SECTION TWO: Section 13-206, Chapter 13, Article 2 of the Municipal Code of the Village of Bolingbrook, shall be and hereby amended in its entirety, and shall hereafter be and read as follows:

SECTION 13-206. CLASSIFICATION AND FEES. A nonrefundable fee of $300.00 shall apply to each initial application for Class A, B, B-1, C, C-1, C-3, C-5, C-8, D, D-2, D-4, D-5, D-6, D-7 and F-6 licenses. Liquor licenses shall be and are hereby divided into the following classes with the respective annual fees as indicated:

-1-

Ordinance No. 19-
The initial license fee shall be prorated on a monthly basis if the term of the initial license is for less than one year.

**CLASS "A" LICENSES**, which shall authorize the retail sale on the premises specified of alcoholic liquor only for consumption on the premises. The annual fee for such license shall be $4,250.00.

**CLASS "B" LICENSES**, which shall authorize the retail sale of alcoholic liquor, but not for consumption on the premises where sold. The annual fee for such license shall be $4,000.00.

**CLASS "B-1" LICENSES**, which shall authorize the sale of alcoholic liquor only for consumption off the premises at a retail establishment that contains a licensed pharmacy provided that the retail display of alcoholic liquor at the establishment shall be restricted as follows:

1. Shelf space shall not exceed 13 feet and shall be located on one side of a single aisle;

2. Cooler space shall not exceed 5 feet in width;

3. There shall not be more than one regular aisle "end cap", which "end cap" shall not exceed 4 feet in width;

4. There shall not be more than one specials aisle "end cap", which "end cap" shall not exceed 2 feet in width;

5. Holiday displays shall be allowed outside of the liquor aisle but shall not utilize more than a 4 foot by 4 foot area of floor space in the establishment. The term "holiday displays" shall mean, and be limited to, temporary displays of any alcoholic liquor for a period of time beginning on the weekend before a legal holiday, as recognized by the Village of Bolingbrook, and ending on the day following the legal holiday; and

6. The location of alcoholic liquor shelf space, cooler space, regular end cap space, specials end cap space and holiday display space shall further be limited to designated areas as shown on a floor plan of the establishment, which has been approved by the Liquor Commissioner.

The annual fee for such license shall be $3,500.00.

**CLASS "C" LICENSES**, which shall authorize the retail sale of beer and wine only for consumption on premises. The annual fee for such license shall be $1,800.00.

**CLASS "C-1" LICENSES**, which shall authorize the retail sale of beer and wine only for consumption off the premises. The floor area of the portion of the establishment devoted to the sale of beer
and wine shall not exceed 15 percent of the total floor area of the retail sales space in such establishment. The annual fee for such license shall be $2,000.00.

**CLASS "C-2" LICENSES**, which shall be issued only in addition to and in conjunction with a Class C license and which shall authorize the retail sale of beer and wine only for consumption on the premises of an outdoor cafe where sold and only as a service which is incidental to or accessory to the principal use of the premises for purveying of food. Establishments holding Class "C-2" licenses shall have reduced hours of operation as outlined in Section 13-307 of this Chapter and shall be open only from April 1 through September 30. The annual fee for such license shall be $1,000.00, which fee shall be in addition to the fee paid for a Class C license.

**CLASS "C-3" LICENSES**, which shall authorize the retail sale of imported beer and imported wine only for consumption off the licensed premises where sold. As used herein, the terms “imported beer” and “imported wine” mean beer or wine produced by companies whose manufacturing facilities are primarily located outside the United States, i.e., at least 51% of the manufacturing capacity of the producing company is located outside the United States. The annual fee for such license shall be $1,500.00.

**CLASS "C-5" LICENSES**, which shall authorize the retail sale of beer and wine for consumption either on the licensed premises or on hotel premises which are immediately adjacent to the licensed premises. The floor area of the portion of the licensed establishment devoted to the sale of beer and wine shall not exceed 25 percent of the total floor area of the retail sales space in such establishment, and no sale of beer or wine shall occur between the hours of 10:00 p.m. and 8:00 a.m. on Sunday through Thursday and between the hours of 11:00 p.m. and 8:00 a.m. on Friday and Saturday. The annual fee for such license shall be $750.00.

**CLASS "C-7" LICENSES**, which shall authorize the retail sale of packaged beer and wine only at a Village sanctioned Farmer's Market from June 1 through September 30 in any given year. Sales may only take place no more than once a week for a period of no more than five (5) consecutive hours at one time. The vendor selling beer and/or wine must have a current Illinois State Liquor License and payment of applicable taxes must be made to the State and local liquor authorities. The four (4) month fee for such license shall be $250.00.

**CLASS "C-8" LICENSES**, which shall authorize the retail sale in certain specified restaurants of beer and wine only for consumption on the licensed premises where sold. No such license may be granted to or retained by any establishment (a) in which the facilities for food preparation and service are not primarily those of a restaurant and (b) in which not less than 60% of the gross sales receipts are attributable to the sale of food on the licensed premises. Beer and wine may be sold in a restaurant holding a Class "C-8" license only during the period when patrons of the licensee are offered a complete meal. The annual fee for such license shall be $1,800.00.

**CLASS "D" LICENSES**, which shall authorize the retail sale of alcoholic beverages only for consumption on the premises where sold and only as a service which is incidental or accessory
to the principal use of the premises as a restaurant. The annual fee for such license shall be $4,000.00.

CLASS "D-1" LICENSES, which shall be issued only in addition to and in conjunction with a Class D license and which shall authorize the retail sale of alcoholic liquor for consumption on the premises of an outdoor cafe where sold and only as a service which is incidental to or accessory to the principal use of the premises as a restaurant. The annual fee for such license shall be $1,250.00.

CLASS "D-2" LICENSES, which shall authorize the retail sale in certain specified restaurants of alcoholic liquor only for consumption on the licensed premises where sold. No such license may be granted to or retained by any establishment (a) in which the facilities for food preparation and service are not primarily those of a restaurant and (b) in which not less than 60% of the gross sales receipts are attributable to the sale of food on the licensed premises. Alcoholic liquor may be sold in a restaurant holding a Class D-2 license only during the period when patrons of the licensee are offered a complete meal. The annual fee for such license shall be $4,000.00.

CLASS "D-4" LICENSES, which shall authorize the retail sale of alcoholic liquor for consumption on the licensed premises as an adjunct to meals served. The licensee shall also be permitted to maintain facilities on premises for the manufacture of beer, to make sales of the beer manufactured on the premises to importing distributors, distributors and to non-licensees for use and consumption, to store the manufactured beer upon the premises, and to sell and offer beer for sale at retail from the licensed premises for consumption either on or off the premises; provided, however, that such licensee shall not sell for off-premises consumption more than fifty thousand (50,000) gallons per year. The licensee shall obtain and maintain in good standing a State of Illinois brew pub license as authorized under 235 ILCS 5/5-1(n). In addition to all records required to be kept by the terms and conditions of the state brew pub license, licensee shall maintain accurate records as to the total gallonage of beer manufactured on premises and the total gallonage of beer manufactured on the premises and sold for consumption off the premises. That portion of the licensed premises dedicated to the brewing of beer shall be segregated from the remainder of the premises and shall not be generally accessible to the public. The annual fee for such license shall be $4,500.00.

CLASS "D-5" LICENSES, which shall authorize the retail sale of alcoholic liquor for consumption on the licensed premises, which premises are a cinema or theater entertainment venue, consisting of a single or multi-screen operation in conjunction with the purlaying of food for consumption on the premises, and further provided that the sale of food and alcoholic beverages shall be accessory to the operation of the premises as a cinema or theater entertainment venue. The annual fee for such license shall be $3,000.00.

CLASS "D-6" LICENSES, which shall be issued only in addition to and in conjunction with a Class D-1 license and shall authorize the retail sale of alcoholic liquor for consumption on the premises of an off-track betting establishment, which establishment shall be immediately adjacent to the
licensee restaurant premises, and only as a service that is incidental to or accessory to the principal use of the licensed premises as a restaurant. The annual fee for such license shall be $3,500.00.

**CLASS “D-7” LICENSES**, which shall authorize the retail sale of alcoholic liquor for consumption on the licensed premises, which premises are a comedy club. Alcoholic liquor may be provided without the purveying of food for consumption on the premises. The sale of food and/or alcoholic liquor shall be accessory to the operation as a comedy club. The annual fee for such license shall be $3,000.00.

**CLASS “F” LICENSES.** There may be a special license issued for the sale of beer only, on a daily fee basis of $10.00 per day not to exceed five (5) days, for picnics, carnivals and outings conducted by an educational, fraternal, political, civic, religious or not-for-profit organization that does not have a current Illinois Retailer’s Liquor License. Said sale and possession thereof shall be in accordance with other provisions and restrictions of this chapter.

**CLASS “F-1” LICENSES.** There may be a special license issued for the sale of alcoholic liquor, on a daily fee basis of $10.00 per day not to exceed five (5) days, for special events conducted by an educational, fraternal, political, civic, religious or not-for-profit organization that does not have a current Illinois Retailer’s Liquor License, provided that such sale takes place within a permanent structure on specified premises, and further provided that no more than two (2) such special licenses shall be issued to any one (1) such organization during the period of one (1) calendar year.

**CLASS "F-3" LICENSES,** which shall authorize the retail sale of alcoholic beverages only for consumption on the premises where sold, which premises are a golf course owned and operated by a governmental body. There shall be no fee for such license.

**CLASS "F-4" LICENSES.** There may be a special license issued for the sale of alcoholic liquor only for consumption on the premises where sold and only when served accessory to the principal use of the premises for a banquet in a building owned and operated by a township. The number of such banquets during which alcoholic liquor may be served shall be limited to eight (8) banquets per month, provided that said number may be increased during any month upon written approval of the Liquor Commissioner. The annual fee for such license shall be $3,500.00.

**CLASS “F-5” LICENSES,** which shall authorize the retail sale of alcoholic beverages only for consumption on the premises where sold, in the immediate vicinity of the Performing Arts Center operated by the Village. There shall be no fee for such license.

**CLASS "F-6" LICENSES,** which shall authorize the retail sale of prepackaged individual servings of alcoholic beverages only for consumption in a guest room or individual servings of alcoholic beverages only for consumption in a designated hospitality area of a hotel, which hospitality area has been approved by the Liquor Commissioner, and which alcoholic beverages shall be
dispensed only from a mini-bar or served by a hotel employee from a cooler or service bar located in such hotel guest room or hospitality area. The term "hotel" shall mean a business as defined in Article 16 of Chapter 8 of this Code. The annual fee for such license shall be one thousand dollars ($1,000.00).

CLASS "F-7" LICENSES, which shall authorize the retail sale of beer and wine only, containing twenty percent (20%) or less alcohol by volume, only in conjunction with beer and wine tasting special events to be held on the premises of a public golf course, as specified on the license. No more than twelve one-day beer or wine tasting events shall be conducted on the premises during any calendar year. The annual fee for such license shall be five hundred dollars ($500.00).

CLASS "F-9" LICENSES. There may be a special one-day license issued for the carrying in, storage and consumption of alcoholic liquor for a fee of one hundred dollars ($100.00) for special events conducted on a premise that is zoned or is authorized for use as a commercial business or place of public accommodation in which social interaction takes place (social club) that does not have a current Illinois Retailer's Liquor License, provided that such sale takes place within a permanent structure on specified premises. F-9 licensees are subject to the following limitations:

1. The alcoholic liquor must be brought on site unopened.

2. No more than one bottle of wine/spirits not exceeding seven hundred fifty milliliters (750 ml) and no more than a 6-pack of beer per patron may be on site.

3. At the licensee's discretion, the licensee may require the beer, wine or spirits to be opened and served by the licensee.

4. Proof of host liability insurance policy in the amount of One Million Dollars ($1,000,000.00) must be provided by the venue or licensee and the licensee must provide a copy of a Certificate of Insurance naming the licensee and the Village as additionally named insured at the time of application.

5. Licensees shall be liable for violations of this chapter in the same manner as the holder of any other classification of liquor license, including, but not limited to, violations for service to minors and the over serving of patrons.

6. In addition, the owner or manager of the license should comply with the provisions of Chapter 13, including but not limited to posting of the $1,000 surety bond required by Sec. 13-210 and submission to a background check with fingerprints.

7. The license shall be valid from 10:00 a.m. on the date specified until 2:00 a.m. the following day.

-5-

Ordinance No. 19-
8. The license must be prominently displayed on the premises and a copy produced upon the demand of a police officer.

SECTION THREE: A new Subsection (w) shall be added to Section 13-207, Chapter 13, Article 2, of the Municipal Code of the Village of Bolingbrook, which new Subsection 13-207(w) shall hereafter be and read as follows:

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

SECTION FOUR: A new Subsection (a)(10) shall be added to Section 13-307, Chapter 13, Article 3, of the Municipal Code of the Village of Bolingbrook, which new Subsection 13-307(a)(10) shall hereafter be and read as follows:

(10) In establishments holding a Class “D-7” license, it shall be lawful to sell or offer for sale at retail any alcoholic liquor only between the hours of 6:00 p.m. and 11:00 p.m. Sunday through Thursday and between the hours of 6:00 p.m. and 12:00 midnight on Friday and Saturday.

SECTION FIVE: The terms, conditions and provisions of this Ordinance are not severable. In the event that a court of competent jurisdiction holds that any portion of this Ordinance is invalid or unenforceable, this Ordinance in its entirety shall immediately be rendered null, void and no further force or effect.

SECTION SIX: Those portions of Chapter 13, Article 2, that are not expressly amended by this Ordinance shall be and are hereby ratified and affirmed and shall remain in full force and effect.
SECTION SEVEN: Any ordinance or resolution, or part thereof, which conflicts with the provisions of this Ordinance are hereby expressly repealed to the extent of such conflict.

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

PASSED THIS 26th day of February, 2019.

AYES:
NAYS:
ABSENT:

APPROVED THIS 26th day of February, 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 FEBRUARY 27, 2019.

JM\829067\REV3/5/19