

**A REGULAR MEETING OF THE MAYOR AND BOARD OF TRUSTEES  
OF THE VILLAGE OF BOLINGBROOK – JUNE 26, 2012**

**CALL TO ORDER**

The Regular Meeting of the Mayor and Board of Trustees of the Village of Bolingbrook was called to order at the hour of 8:02 p.m., June 26, 2012, in Bolingbrook, Illinois, by Mayor Roger C. Claar.

**PLEDGE OF ALLEGIANCE**

Mayor Claar requested that Alex Clark, from Boy Scout Troop #82/Plainfield, lead the Pledge of Allegiance to the Flag. Alex was working on his Merit Badge for Communication.

**ROLL CALL**

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

Absent: None

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

Staff absent: None

Representing the press: Andy Grimm - Tribune Local

**JOURNAL OF PROCEEDINGS**

Motion Brown, second Swinkunas to approve the minutes of the June 12, 2012, Village Board meeting submitted by the Village Clerk.

Voice vote. Motion carried.

**APPROVAL OF AGENDA/ADDITIONS**

Village Attorney Jim Boan amended the agenda to correct a typographical error on Resolution 12R-040. The dollar amount should be \$20,000 not \$5,000.

Motion Schanks, second Lawler to approve the agenda as amended.

Voice vote. Motion carried.

**APPROVAL OF APPOINTMENTS**

None

**PROMOTIONS/SWEARING IN**

None

**PROCLAMATIONS**

**NATIONAL HISTORIC PRESERVATION WEEK, July 2nd - July 7th, 2012:** Mayor Claar proclaimed July 2nd through July 7th, 2012, NATIONAL HISTORIC PRESERVATION WEEK and called upon residents to join their fellow citizens across the United States in recognizing and participating in the special observance week of preserving local history. Bill Kohl, Chair of the Historic Preservation Commission, accepted the proclamation.

**BILL APPROVAL**

Motion Swinkunas, second Morales to approve expenditures submitted as Bill Listing A - Payables in the amount of \$2,074,857.98 and Bill Listing B - Pre-pays in the amount of \$129,942.65; totaling \$2,204,800.63. (Copies were made available in the Finance Dept. and Clerk's Office.)

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

Nay 0 - None

Absent 0 – None

Motion Carried.

**TAX RECEIPTS:**

1. March, 2012 State Income Tax - \$921,861.15 (March, 2011 State Income Tax - \$660,303.30) – a 39.61% Increase
2. April, 2012 Sales Tax - \$2,362,950.12 (April, 2011 Sales Tax - \$2,230,683.78) – a 5.9% Increase
3. April, 2012 Motor Fuel Tax - \$142,432.05 (April, 2011 Motor Fuel Tax - \$146,490.81) – a -2.8% Decrease

**MOTIONS**

**MOTION TO CANCEL THE JULY 10, 2012, VILLAGE BOARD MEETING**

Motion Brown, second Morales to accept a motion to cancel the July 10, 2012, Village Board Meeting.

The July 10, 2012, Village Board Meeting was cancelled due to a lack of agenda. The next regular meeting will be held on July 24, 2012.

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

Nay 0 - None

Absent 0 – None

Motion Carried.

**RESOLUTIONS**

**RESOLUTION 12R-037**

**AUTHORIZING PURCHASE OF SERVER ROOM COOLER UNIT FROM AMBER MECHANICAL CONTRACTORS**

Motion Lawler, second Swinkunas to adopt a resolution authorizing the purchase of server room cooler unit from Amber Mechanical Contractors.

With the recent high temperatures, the Village’s Computer Room hasn’t been able to adequately cool the equipment. This resolution approved the purchase and installation of a permanent roof mounted condenser that dedicated solely to the computer equipment room. The purchase was made from Amber Mechanical who recently replaced other rooftop units at Village Hall. The cost should not exceed \$53,343. There was \$59,000 available in the budget for the cooler unit.

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

Nay 0 - None

Absent 0 – None

Motion Carried.

**RESOLUTION 12R-038**

**APPROVING PURCHASE OF REPLACEMENT VEHICLE FOR POLICE DEPARTMENT FROM ADVANTAGE CHEVROLET**

Motion Morelli, second Schanks to adopt a resolution approving the purchase of replacement vehicle for the Police Department from Advantage Chevrolet.

This resolution approved the purchase of one (1) 2012 Chevy Equinox from Advantage Chevrolet in the amount of \$23,631.39. This was a replacement vehicle. Five (5) quotes were solicited and this was the lowest quote. The money being used for this purchase was from the State Forfeiture and Seizure Fund. The Public Safety Committee has reviewed and recommended approval.

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

Nay 0 - None

Absent 0 – None

Motion Carried.

**RESOLUTION 12R-039**  
**APPROVING APPENDIX A, WHICH EXTENDS CONTRACT FOR SUPPORT SERVICES WITH ANDY FRAIN SERVICES (CROSSING GUARDS)**

Motion Brown, second Morales to adopt a resolution approving Appendix A, which extends a contract for support services with Andy Frain Services (Crossing Guards).

In 2010, through Resolution 10R-034, the Village Board approved a contract with Andy Frain Services to provide School Crossing Guards. This resolution exercised a three (3) year option (until 6/30/15) to extend the contract. The cost will be \$114,520/yr. and will be the same amount as the first two (2) years. The cost will be fixed unless minimum wage laws are changed.

Mayor Claar asked how much money was saved going to the Andy Frain Service. Chief McCarthy replied about \$40,000.

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

Nay 0 - None

Absent 0 – None

Motion Carried.

**RESOLUTION 12R-040**  
**APPROVING PARTNERSHIP AGREEMENT WITH NORTH AMERICAN YOUTH SPORTS RE 2012 NATIONAL BASKETBALL TOURNAMENT**

Motion Morales, second Lawler to adopt a resolution approving a partnership agreement with the North American Youth Sports (NAYS) regarding the 2012 National Basketball Tournament being held in Bolingbrook.

For the last several years, the Village has sponsored the North American Youth Sports (NAYS) National Basketball Tournament. This year's tournament will be held July 25<sup>th</sup> through 29<sup>th</sup>. This resolution approved a contract with NAYS for this year's tournament. The sponsorship cost will be \$5,000 maximum, which comes from the Hotel-Motel tax, as per ordinance, is earmarked to promote tourism.

Trustee Morelli, who is involved in the program, gave details on the tournament and attendance figures from past years. Boys and girls from all over the country and Europe, in 5th through 12th grade, participate. The kids will play between 135 to 140 games during the tournament.

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

Nay 0 - None

Absent 0 – None

Motion Carried.

**RESOLUTION 12R-041**  
**APPROVING MICROSOFT ENTERPRISE AGREEMENT**

Motion Brown, second Swinkunas to adopt a resolution approving a Microsoft Enterprise Agreement.

This resolution approved renewal of a licensing agreement with Microsoft for three (3) years. MS software is the operating system used on all Village computers and laptops. Software updates, including Windows 8 scheduled to debut this fall, are included in the price. The cost will be \$48,683.20 per year (\$146,049.60 total). The licensing agreement was through CDW-Government, LLC. The Finance Committee has reviewed and recommended approval.

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

Nay 0 - None

Absent 0 – None

Motion Carried.

**ORDINANCES**

**PC 12-18**

**APPROVAL OF A SPECIAL USE PERMIT FOR A PLANNED UNIT DEVELOPMENT TO ALLOW TRUCK/TRAILER REPAIR, INSTALLATION, SERVICE AND STORAGE WITH A VARIANCE AND FINAL DEVELOPMENT PLAN – 190 E. OLD CHICAGO DRIVE – PRO STOP (DART’S MAINTENANCE FACILITY) – GARY SANTOORGIAN - NETWORK STRATEGY LLC, APPLICANT**

Motion Swinkunas, second Morelli to accept a Plan Commission Report PC 12-18 for approval of a Special Use Permit for a Planned Unit Development to allow truck/trailer repair, installation, service and storage with a variance and Final Development Plan - 190 E. Old Chicago Drive - ProStop (Dart's Maintenance Facility); Gary Santoorgian - Network Strategy, LLC, Applicant.

Voice vote. Motion carried.

**ORDINANCE 12-040**

**APPROVING SPECIAL USE PERMIT FOR PLANNED COMMERCIAL DEVELOPMENT AND FINAL DEVELOPMENT PLAN FOR TRUCK/TRAILER REPAIR, INSTALLATION, SERVICE AND STORAGE – PROSTOP, 190 E. OLD CHICAGO DRIVE**

Motion Brown, second Schanks to pass an ordinance approving a Special Use Permit for a Planned Commercial Development and Final Development Plan for truck/trailer repair, installation, service and storage - ProStop, 190 E. Old Chicago Drive.

Dart Trucking sought approval of a Special Use Permit for a Planned Commercial Development and Final Development Plan with associated variances. The applicant owns ±8.7 acres of property at the northwest corner of Old Chicago Drive and Stevenson Drive. Dart is a National Trucking Company, headquartered in Minnesota. They would like to develop a truck/trailer repair servicing and storage facility for their fleet. The facility would be a safety operation (lights, brakes, tires) with no engine or tractor repairs being done on site. The site is currently fenced

and paved and was formerly owned by Arena Auction. This ordinance approved the Special Use Permit, Development Plan and five (5) associated variances. The Plan Commission has reviewed and recommended approval.

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

Nay 0 - None

Absent 0 – None

Motion Carried.

**PC 12-19**

**APPROVAL A SPECIAL USE PERMIT FOR A PLANNED COMMERCIAL DEVELOPMENT WITH VARIANCES TO ALLOW OUTDOOR DINING – 551 S BOLINGBROOK DRIVE – FATTY MAGOO’S; ROBERT SALERNO, FATTY MAGOO’S, APPLICANT**

Motion Morelli, second Lawler to accept a Plan Commission Report PC 12-19 for approval of a Special Use Permit to allow outdoor dining at 551 S. Bolingbrook Drive - Fatty Magoo's; Robert Salerno, Fatty Magoo's, Applicant.

VOICE VOTE. MOTION CARRIED.

**ORDINANCE 12-041**

**APPROVING SPECIAL USE PERMIT FOR PLANNED COMMERCIAL DEVELOPMENT WITH OUTDOOR DINING – FATTY MAGOO’S (551 SOUTH BOLINGBROOK DRIVE)**

Motion Brown, second Swinkunas to pass an ordinance approving a Special Use Permit for a Planned Commercial Development with outdoor dining - Fatty Magoo's (551 S. Bolingbrook Dr.).

Fatty Magoo's is located at 551 S Bolingbrook Drive, next to B. P. Amoco and Advantage Chevrolet. Bob Salerno, owner, requested to add outdoor dining (475 sq. ft.). Outdoor seating requires a Special Use Permit. This ordinance approved the Special Use Permit for outdoor dining. The Plan Commission has reviewed and recommended approval.

Robert Salerno, owner, talked about the business and items on the menu. The patio will seat approximately 30 people and be located on the southeast corner of the building.

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

Nay 0 - None

Absent 0 – None

Motion Carried.

**ORDINANCE 12-042**

**APPROVING PLAT OF EASEMENT GRANT (SANITARY SEWER) – NORTH OF ROCKET ICE ARENA**

Motion Morales, second Schanks to pass an ordinance approving a Plat of Easement Grant for a sanitary sewer north of Rocket Ice Arena.

This ordinance approved an easement with Illinois American Water Co. so they could install a sanitary sewer to provide relief to the Westbury Subdivision. It was a twenty (20) foot easement across Harwood Drive added to an existing easement north of the Rocket Ice Arena property. Illinois American Water is re-routing several sewer lines away from the Briarcliff sewer line to help prevent sewer back-up in the historic Bolingbrook area during storms.

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

Nay 0 - None

Absent 0 – None

Motion Carried.

**ORDINANCE 12-043**

**APPROVING PREVAILING WAGE ORDINANCE**

Motion Lawler, second Morales to pass an ordinance approving the June 2012 Prevailing Wages as posted on the State of Illinois website for Will County.

Annually, all units of local government are required to adopt a Prevailing Wage Ordinance. This ordinance adopted a minimum wage for all public construction projects performed by Village contractors. The Illinois Department of Labor publishes the rates on a county-by-county basis and includes a list-by-job classification. This ordinance adopted the 2012 Prevailing Wage rates for construction work in Will County.

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

Nay 0 - None

Absent 0 – None

Motion Carried.

**QUESTIONS FROM AUDIENCE/PRESS**

None

**TRUSTEE COMMENTS**

Trustee Lawler gave details on the Culver's Community Fundraiser being held on Thursday, June 28th, from 4 p.m. to 8 p.m. at the Culver's on Rt. 53. Proceeds from the fundraiser will go to United Way of Will County which helps fund several local organizations.

Trustee Swinkunas gave information on the Annual Bolingbrook 4th of July Celebration at the Bolingbrook Golf Club from 1 p.m. until the end of the fireworks display that starts at 9:15 p.m.

Trustee Brown gave details about H2O Golf Outing and "Christmas in July" fundraising event being held on Wednesday, July 18th, at the Bolingbrook Golf Course. He also wished his wife, Pat, a Happy Anniversary.

Trustee Schanks gave information on the DuPage Township "Kidz Fest" being held at the Levy Center on Friday, June 29th, from 1:30 p.m. to 4 p.m. She also reminded everyone that the Farmers Market takes place every Thursday from 3 p.m. to 8 p.m. near the Village Green at the Promenade until September 13th.

Trustee Morelli had no comment.

Trustee Morales thanked all of the Village Departments that helped out at the Village Picnic last Sunday and commented on how much fun everyone had at the event. He also thanked the sponsors that helped put on the picnic.

**EXECUTIVE SESSION**

None

**ADJOURNMENT**

Motion Brown, second Swinkunas to adjourn the regular meeting.

Voice vote. Motion carried and meeting adjourned at 8:52 p.m.

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Roger C. Claar  
MAYOR

ATTEST:

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Carol S. Penning, CMC  
VILLAGE CLERK