

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

CALL TO ORDER

The Regular Meeting of the Mayor and Board of Trustees of the Village of Bolingbrook was called to order at the hour of 8:02 p.m., July 24, 2012, in Bolingbrook, Illinois, by Mayor Roger C. Claar.

PLEDGE OF ALLEGIANCE

Mayor Roger C. Claar requested that Ed Schroeder, Great Midwest Contracting Corporation and Rocket Ice Arena owner, lead the Pledge of Allegiance to the Flag.

ROLL CALL

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

Absent: None

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

Absent: Information Technology and Human Resources Director – Brenda Ladipo

Representing the press: Joseph Ruzich – Tribune Local

JOURNAL OF PROCEEDINGS

Motion Brown, second Swinkunas to approve the minutes of the June 26, 2012, Village Board meeting submitted by the Village Clerk.

Voice vote. Motion carried.

APPROVAL OF AGENDA/ADDITIONS

There were no additions or corrections to the agenda.

Motion Morales, second Schanks to approve agenda.

Voice vote. Motion carried.

APPROVAL OF APPOINTMENTS

Motion Lawler, second Morales to approve the appointments as listed on the agenda.

Plan Commission: Russell Fletcher, Commissioner and Chair

Zoning Board of Appeals: Seymoure Pritikin, Chair, and Eduardo J. Martinez, Commissioner

Voice vote. Motion carried.

PROCLAMATIONS

ACCESSIBILITY AWARENESS WEEK, July 22 - July 29, 2012: Mayor Claar proclaimed July 22nd through July 29th, 2012, ACCESSIBILITY AWARENESS WEEK in honor of the 22nd Anniversary of the Americans with Disabilities Act (ADA), and helped that efforts would continue toward increasing accessibility for all disabled citizens. Val Rand, Vice President of the Will-Grundy Center for Independent Living, accepted the proclamation.

CITIZENS WITH DISABILITIES AWARENESS WEEK, July 26 - August 1, 2012: Mayor Claar proclaimed July 26th through August 1, 2012 CITIZENS WITH DISABILITIES AWARENESS WEEK and talked about efforts of the Coalition of Citizens with Disabilities in Illinois (CCDI) to improve the quality of life in the community, support legislation that is beneficial to people with disabilities, and educate the public and business owners about issues and legislation in place for those with disabilities. Ed Bannister, Bolingbrook resident and member of the Bolingbrook Chapter of the Coalition of Citizens with Disabilities in Illinois, accepted the proclamation.

Ed Bannister then awarded Ed Schroeder, owner of the Rocket Ice Arena, the 2012 Certificate of Appreciation from CCDI. He explained that Schroeder worked with him in obtaining sleds at his arena and several others in the area to enable disabled children to play hockey.

Ed Schroeder gave a short presentation on how these sleds work. He then talked about Anthony Regole, an avid hockey player who became paralyzed from the waist down following a car accident at the age of 16. After his recovery, he started a business called "Chair-Built Custom Woodworking" making furniture, sleds, sports equipment, etc., out of used hockey sticks and wood. Schroeder gave out the website address and had catalogs available.

PRESENTATIONS

HOME LANDSCAPE AWARDS FOR JUNE 2012: Mayor Claar, Beautification Chair, Phyllis Ann Ruggerio and judges on the commission presented the awards. Winners were:

<u>First Name</u>	<u>Last Name</u>	<u>Address</u>
Richard & Lorotla	Tintori	279 Plainview Dr.
James & Gina	Cihak	272 Plainview Dr.
Joanne	Lukashow	127 Creekside Dr.
Lorenzo	Chaudez	137 Springhill Dr.
Larry & Jessica	Majersky	141 Springhill Dr.
Vera	Massi	867 Bellflower Ln.
Michael	Nelson	664 Cambridge Wy.
Enriquito & Ligaya	Deguzman	1021 Londonberry Ct.
Arthur & Jenny	Fernandez	745 Autumn Dr.
Donald	Grybas	1424 Sage Dr.
Vincent	Percoraro	1506 Schafer Ave.
Kenneth & Christine	Shupe	803 Springbrook Ln.

Joseph	Ghandour	1400 Waterside Dr.
Bruce	Trent	1416 Waterside Dr.
Douglas	Macias	322 Twin Creeks Ct.
Alfredo & Ana Maria	Gonzalez	133 Camelot Wy.
Judy	Wysocki	321 Bedford Ln.
David & Lisa	Kerr	321 Shield Ct.
Maila	Morse	502 N. Ashbury Ave.
Mary Zuzga &	Benny White, Jr.	464 Nassau Ave.
Tony	Rakestraw	658 Goldenrod Dr.
Minerva	Sanchez	743 Dunham Ln.
Angelo	Lollino	785 Dunham Ct.
Alma & Leonides	Perez	722 Feather Sound Dr.
Edward & Martha	Smith	1608 Arlington St.
Cathleen	Antman	803 Delacourte Ave.
Marco	Anemene	Metropolitan Ave.
Richard & Wieslawa	Szaler	747 Bethel Ave.
Anotonina & Rosa	Ayala	1609 Park Pl.
Carlos & Hazelyn	Garcia	400 Justine Ave.
Billy Evans &	Shelley Hammons	413 Cumberland Ln.
David & Monica	Piotrowski	140 N. Lancaster Dr.
Ateneo & Teresita	Stamaria	646 Blackhawk Ln.
Ronald & Sallyann	Bouma	566 Emerson Cir.
Thomas	Maks	577 Emerson Cir.
Richard, Karen & Elmore	Wilson	157 Flagstaff Dr.
Raymond	Zinn	136 Monticello Cir.
Lloyd & Maria	Smith	1343 Palisades Dr.
Ronnie & Santa	Hawkins	2 Kennedy Ct.
Trinidad & Lisa	Garza	2 Danhof Ct.
Tim & Joann	Tunt	1900 Eisenhower Ln.
Jerome	Mayer	2147 Mark Cir.
Chito	Bumanlag	1333 Rosemary Dr.
Keith & Heather	Lzumi	1327 Alexander Dr.
David & Nancy	Loomis	714 Crestview Dr.
Elana	Bieniek	4 Redspire Ct.
Doug	Zimny	14 Redspire Ct.
Norma Smith &	Debra Naughton	1836 Marne Rd.
Robert & Mary	Wright	1838 Marne Rd.
John	McCue	1 Ahman Ct.
Jill Davis &	Craig Moore	295 Crabapple St.
Tammy & David	Johnsen	5 Firethorn Ct.
Rob	Maurer	12 Hidden Valley Ct.
Jose	Martinez	251 Sunshine Dr.
Gerald	Long	8 Heather Ct.
Lewis Prete &	Margaret Putman	5 Heather Ct.
Jose & Silveria	Rivas	1826 Pampas Cir.
Timothy & Trina	Werner	1891 Snead St.
Andrew & Denise	Salemi	1963 Baldwin Wy.
Liam	Donnelly	219 Cider St.

PLAQUE & YARD SIGN WINNER: Jose & Silveria Rivas

1826 Pampas Cr.

Mayor Claar noted that the construction going up in front of the Meijer store on Weber Road is a "Chick-Fil-A" restaurant. He had had a number of calls asking what was being built in that location.

Mayor Claar also informed residents that the Boughton Road resurfacing project was complete except for the striping on the asphalt. The work took two to three weeks longer due to problems with the looping sub-contractor who puts in the synchronizing equipment at the traffic light intersections. This equipment synchronizes the traffic lights to make traffic flow more efficiently. A new sub-contractor was hired and that work was completed.

COMMISSION APPOINTMENTS/SWEARING-IN

Mayor Claar brought up Bob Cawthon, current Plan Commission Chair, who will be stepping down from the Plan Commission as of next week. He noted that Bob has been on the Plan Commission for 22 years and Chair for 20 years. He thanked him for his service to the community and on how well he performed his duties as Chair.

Plan Commission: Russell Fletcher was sworn in as a new commissioner and as Chair.

Zoning Board of Appeals: Seymoure Pritikin was sworn-in as Chair and Eduardo J. Martinez was sworn-in as a new commissioner.

BILL APPROVAL

Motion Schanks, second Brown to approve expenditures submitted as Bill Listing A - Payables in the amount of \$1,352,983.08 and Bill Listing B - Pre-pays in the amount of \$3,352,840.86*; totaling \$4,705,823.94. (Copies were made available in the Finance Dept. and Clerk's Office.)

*This amount included \$2,856,673.38 in wire transfers made for the July 1st interest payments on outstanding bond issues.

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

Nay 0 - None

Absent 0 - None

Motion Carried.

TAX RECEIPTS

1. April, 2012 State Income Tax - \$484,673.11 (April, 2011 State Income Tax - \$437,951.03) – a 10.67% Increase
2. May, 2012 Sales Tax - \$2,234,597.16 (May, 2011 Sales Tax - \$2,110,535.07) – a 5.9% Increase

3. May, 2012 Motor Fuel Tax - \$158,658.78 (May, 2011 Motor Fuel Tax - \$143,712.91) – a 10.4% Increase

MOTIONS

MOTION TO APPROVE PURCHASE OF ONE (1) TANDEM AXLE DUMP TRUCK AND EQUIPMENT THROUGH THE STATE OF ILLINOIS PURCHASING CONTRACT FROM PRAIRIE INTERNATIONAL TRUCKS AND MONROE TRUCK EQUIPMENT IN THE AMOUNT OF \$165,457

Motion Morales, second Swinkunas to accept a motion to approve the purchase of one (1) tandem axle dump truck and equipment through the State of Illinois Purchasing Contract from Prairie International Trucks and Monroe Truck Equipment in the amount of \$165,457.

This motion approved two (2) purchases. Both purchases were through the State’s Joint Bid Purchase Program. The truck chassis purchase was from Prairie International Trucks in the amount of \$73,832. The dump bed and salt spreader were from Monroe Truck Equipment in the amount of \$90,814. Total cost with registration and license was \$165,457; \$6,891 under the budgeted amount of \$172,348.

The Public Works Committee has reviewed and recommended approval.

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

Nay 0 - None

Absent 0 - None

Motion Carried.

RESOLUTIONS

**RESOLUTION 12R-042
AUTHORIZING CONSTRUCTION OF THREE SEPARATE FIBER OPTIC FEEDS BY COMCAST CABLE COMMUNICATIONS, INC.**

Motion Morelli, second Lawler to adopt a resolution authorizing construction of three (3) separate fiber optic feeds by Comcast Cable Communications, Inc.

This resolution approved a contract with Comcast to install fiber optic cable at the Bolingbrook High School Campus. The installation will include “input feeds” at the football field (press box), gym and field house, and east side of the main building. The feed will allow for “live” video transmission to the BCT Studio without the use of the cable television van.

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

Nay 0 - None

Absent 0 - None

Motion Carried.

RESOLUTION 12R-043
APPROVING INTERGOVERNMENTAL COOPERATION AGREEMENT BETWEEN THE VILLAGE AND WILL COUNTY FOR THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT URBAN COUNTY QUALIFICATION PROCESS – SUBJECT TO ATTORNEY APPROVAL

Motion Morales, second Schanks to adopt a resolution approving an Intergovernmental Cooperation Agreement between the Village and Will County for the U.S. Department of Housing and Urban Development (HUD) Urban County Qualification Process - subject to Attorney approval.

This resolution approved an Intergovernmental Agreement between the Village and County of Will. The Department of Housing and Urban Development (HUD) has been trying to get smaller (under \$500,000 annually) CDBG grant recipients to merge with larger grantees. This was primarily due to staff and funding cut-backs. Additionally, the reporting requirements have increased. The proposed agreement would transfer the administrative responsibilities to Will County. The Village would continue to receive funding through the County as a direct entitlement community. The Village would work with the County to establish qualified CDBG programs locally. The agreement was passed subject to attorney approval because the format and agreement needed to be accepted by the County and HUD.

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

Nay 0 - None

Absent 0 - None

Motion Carried.

RESOLUTION 12R-044
AUTHORIZING SIGNATURE OF LICENSE AGREEMENT BETWEEN THE VILLAGE AND BOLINGBROOK JAYCEES RE CARNIVAL AT BOLINGBROOK JUBILEE

Motion Lawler, second Swinkunas to adopt a resolution authorizing the signature of a License Agreement between the Village and Bolingbrook Jaycees regarding the carnival at the Bolingbrook Jubilee in August.

The Bolingbrook Jaycees sponsor a carnival in conjunction with the Jubilee. The carnival requires additional supervision and police presence. This Agreement, which was the same as last year, outlined the responsibilities of the Village and Jaycees. The Jaycees also agreed to reimburse the Village for Public Works and Police expenses incurred as a result of the carnival. There was also a revenue sharing formula whereby the Village will share equally in net profits over \$6,000 for the use of Village property.

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

Nay 0 - None

Absent 0 - None

Motion Carried.

RESOLUTION 12R-045

APPROVING EMERGENCY REPAIR OF FIRE ENGINE 1, FIRE STATION 1 – INLAND POWER GROUP

Motion Swinkunas, second Morales approving an emergency repair of Fire Engine 1, Fire Station 1 - Inland Power Group.

This resolution approved the emergency repair of the Village's 1990 Seagrave Fire Truck. The engine recently failed and had to be rebuilt. The repairs will be done by Inland Power Group and the cost should not exceed \$20,000. The repairs will be completed within three (3) weeks.

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

Nay 0 - None

Absent 0 - None

Motion Carried.

PC 12-20

APPROVAL OF AN AMENDMENT TO A SPECIAL USE PERMIT FOR A PLANNED RESIDENTIAL DEVELOPMENT WITH VARIANCES – PATRIOT PLACE 2060-2064 JOHN PAUL JONES LANE – BRIAN NELSON, RYLAND HOMES, APPLICANT

Motion Morelli, second Schanks to accept Plan Commission Report PC 12-20 for approval of an amendment to a Special Use Permit for a Planned residential Development with variances at Patriot Place 2060-2064 John Paul Jones Lane; Brian Nelson, Ryland Homes, Applicant.

Voice vote. Motion carried.

ORDINANCE 12-044

AMENDING SPECIAL USE PERMIT FOR PLANNED RESIDENTIAL DEVELOPMENT – PATRIOT PLACE (2060-64 JOHN PAUL JONES LANE) – RYLAND

Motion Morales, second Swinkunas to pass an ordinance amending a Special Use Permit for a Planned Residential Development at Patriot Place (2060-2064 John Paul Jones Lane) - Ryland.

Ryland Homes has been developing the Patriot Place Subdivision off Essington, west of the Bolingbrook Golf Club. The subdivision was approved for 123 single-family attached homes. 105 homes have been built. The developer would like to construct a three (3) unit building on .22 acres. The parcel has frontage on both Patrick Henry Parkway and Frances Scott Key Boulevard. The Municipal Code requires a rear yard setback of fifty (50) feet. This ordinance approved a variance from fifty (50) feet to forty six and 77/100 (46.77) feet for the three (3) units.

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 12-21

APPROVAL A SPECIAL USE PERMIT FOR A PLANNED UNIT DEVELOPMENT WITH VARIANCES, FINAL DEVELOPMENT PLAN AND FINAL PLAT OF SUBDIVISION – AUTUMN LEAVES OF BOLINGBROOK – 351 LILY CACHE LANE – KAY ADKINS, THE LASALLE GROUP, INC., APPLICANT

Motion Morales, second Lawler to accept a Plan Commission Report PC 12-21 for approval of a Special Use Permit for a Planned Unit Development with variances, Final Development Plan and Final Plat of Subdivision for Autumn Leaves of Bolingbrook, 351 Lily Cache Lane; Kay Adkins, The LaSalle Group, Inc., Applicant.

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

Nay 0 - None

Absent 0 - None

Motion Carried.

ORDINANCE 12-045

APPROVING SPECIAL USE PERMIT FOR PLANNED RESIDENTIAL DEVELOPMENT AND FINAL DEVELOPMENT PLAN – AUTUMN LEAVES OF BOLINGBROOK (351 LILY CACHE LANE) – LASALLE GROUP

Motion Swinkunas, second Morelli to pass an ordinance approving a Special Use Permit for a Planned Residential Development and Final Development Plan for Autumn Leaves of Bolingbrook (351 Lily Cache Lane) - LaSalle Group.

Mayor Claar stated that he would explain this ordinance after its passage and the reading of the next ordinance which was part of the same development project. 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.

ORDINANCE 12-046

APPROVING FINAL PLAT OF SUBDIVISION/AUTUMN LEAVES (351 LILY CACHE LANE) – LASALLE GROUP

Motion Morales, second Lawler to pass an ordinance approving a Final Plat of Subdivision/ Autumn Leaves (351 Lily Cache Lane) - LaSalle Group.

The Applicant, Autumn Leaves, sought approval of a Special Use Permit with five (5) associated variances, Final Development Plan, and Final Plat of Subdivision. Autumn Leaves would like to construct a Memory Care (Dementia/Alzheimer's) Living Facility at the southwest corner of Lily Cache Lane and Woodcreek Drive. The Plat consolidated portions of three (3) parcels into a single 4.269 acre lot. The applicant would like to develop a single-story 26,950 sq. ft. facility to be called Autumn Leaves of Bolingbrook. The Plan provided for thirty-eight (38) units and forty-six (46) beds.

This ordinance approved the Final Plat of Subdivision discussed in the prior ordinance.

Kay Adkins of the LaSalle Group talked about the project. They are a family owned business in Dallas and provided this type of Senior Care business for eleven (11) years. This will be the sixth facility in Illinois; others were in Crystal Lake, Vernon Hills, Orland Park, Oswego and St. Charles. They have a total of twenty (20) facilities nationwide. Autumn Leaves is built solely for people with dementia and Alzheimer's. They were excited to build in Bolingbrook.

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

Nay 0 - None

Absent 0 - None

Motion Carried.

ORDINANCE 12-047

APPROVING TRAFFIC VEHICLE REGULATION AGREEMENT – SHERWOOD COMMONS

Motion Morelli, second Schanks to pass an ordinance approving a Traffic Vehicle Regulation Agreement with Sherwood Commons.

This ordinance approved an agreement with the Sherwood Commons Townhouse Association located on Lakeview Circle. The agreement will allow the Village Police Department to enter onto private property (the Association's common elements) to enforce traffic laws and Village Ordinances. The Village has similar agreements with most multi-family areas and commercial developments.

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

Nay 0 - None

Absent 0 - None

Motion Carried.

ORDINANCE 12-048

APPROVING SECOND 2012 AMENDMENT OF THE CONTRACT BETWEEN THE VILLAGE OF BOLINGBROOK AND CROWN (NOW GROOT) RECYCLING AND WASTE SERVICES, INC. – SUBJECT TO ATTORNEY APPROVAL

Motion Brown, second Schanks to pass an ordinance approving the Second 2012 Amendment of the contract between the Village of Bolingbrook and Crown (now Groot) Recycling and Waste Services, Inc., - subject to Attorney approval.

The Village has been negotiating with Groot Recycling, the current waste hauler, for approximately 9 months over an extension of the current contract. Groot f/k/a Crown has been the Village's vendor since 1994. The current contract is scheduled to expire next year. The current collection rate is \$18.28 per unit per month. That rate will be reduced to \$17.78 per unit retroactive to November of 2011. The reduction is a result of housing vacancies and an increase in recycling. The proposed contract amendment maintains the same level of service with unlimited pick up of recycling, landscape waste, and "trash bags". The amendment is for 5 years and schedules a 50¢ per unit increase on May 1, 2013 with annual increases based on CPI with a minimum increase of 2% per year with a "cap" of 4%.

The Public Works Committee has reviewed and recommended approval.

In order for residents to look at the proposed 2nd Amendment, Mayor Claar requested that the ordinance be tabled until the next Board meeting. He also mentioned residents suggesting that we use "toters"; large plastic containers on two (2) wheels with lids. A significant number of the homes in Bolingbrook do not have room in their garages for two (2) toters and would have to store them outside. Bolingbrook opted not to go with toters as storing them outside is unsightly.

Motion Brown, second Morales to table this ordinance until the August 14, 2012, Village Board meeting.

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

Nay 0 - None

Absent 0 - None

Motion Carried. Ordinance tabled.

QUESTIONS OR COMMENTS

None

TRUSTEE COMMENTS

Trustee Lawler mentioned the free concerts behind Village Hall on Wednesday nights and noted that the band "7th Heaven" will be playing at the Performing Arts Center tomorrow starting at 7:30 p.m. He also talked about the "Back to School Block Party", hosted by the Valley View Education Enrichment Foundation and the Promenade, would take place on Saturday, August 4th, at the Promenade between Noon and 4:00 p.m. Live bands will be playing from 3:00 to

10:00 p.m. There was also information about "Tools for School" Campaign sponsored by "Youth and Friends" on August 17th at the DuPage Township Center.

Trustee Swinkunas gave details about the Bolingbrook Jubilee on Friday, August 17th, through Sunday, August 19th. She also thanked Bob Cawthon for his 20 years as Chair on the Plan Commission.

Trustee Brown gave information regarding the "Make-a-Wish Foundation's" fundraiser on August 4th at the Bolingbrook Golf Club from 7:00 to 11:00 p.m. in the outdoor tent.

Trustee Schanks gave details on the DuPage Township "Family Fun Fest" that will be held on Sunday, July 29th, at the DuPage Township building on Canterbury Lane. She reminded residents about the Farmers Market held at the Promenade on the Village Greens between 3:00 and 8:00 p.m. on Thursdays until September 13th.

Trustee Morelli gave information about the Bolingbrook Lions Club 28th Annual Golf Fundraiser at the Bolingbrook Golf Club on Thursday, August 2nd. He also thanked Bob Cawthon for his many years of service on the Plan Commission as commissioner and Chair.

Trustee Morales had no comment.

EXECUTIVE SESSION

None

ADJOURNMENT

Motion Brown, second Swinkunas to adjourn the regular meeting.

Voice vote. Motion carried and meeting adjourned at 9:52 p.m.

Roger C. Claar
MAYOR

ATTEST:

Carol S. Penning, CMC
VILLAGE CLERK