

**A REGULAR MEETING OF THE MAYOR AND BOARD OF TRUSTEES
OF THE VILLAGE OF BOLINGBROOK – SEPTEMBER 23, 2014**

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 8:00 p.m., September 23, 2014, in Bolingbrook, Illinois, by Mayor Roger C. Claar.

PLEDGE OF ALLEGIANCE

Mayor Claar requested Bolingbrook resident, Maurice Binns II, and member of the Civic & Cultural Commission, lead the Pledge of Allegiance to the Flag.

ROLL CALL

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

Absent: Joseph B. Morelli

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

Absent: None

Representing the press: Geoff Ziezulewicz - Chicago Tribune

JOURNAL OF PROCEEDINGS

Motion Brown, second Morales to approve the minutes of the September 9, 2014, Village Board meeting submitted by the Village Clerk.

Voice vote. Motion carried.

APPROVAL OF AGENDA/ADDITIONS

Mayor Claar asked for a motion that Ordinance #1 (14-078) re Tapestry Promenade be tabled until the next meeting on October 21, 2014, per the applicant's request.

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

Voice vote. Motion carried.

APPROVAL OF APPOINTMENTS/PROMOTIONS

Motion Morales, second Zarate to approve the following appointments on the agenda:

Arts Council: Ocie Koonce

Civic & Cultural Affairs: Alan Owen

Voice vote. Motion carried.

Mayor Claar announced that the Village of Bolingbrook was named #38 by Money Magazine's "Best Places to Live" in the United States.

PROCLAMATIONS

FIRE PREVENTION WEEK, October 5 - 11, 2014: Mayor Claar proclaimed Sunday, October 5th, through Saturday, October 11th, as FIRE PREVENTION WEEK in Bolingbrook and called upon the people of Bolingbrook to remember the Fire Prevention Week 2014 theme, "Working Smoke Alarms Save Lives, Test Yours Every Month". Fire Marshall Jeff LaJoie accepted the proclamation and talked about the events being held by the Fire Department that week.

MUNICIPAL CLERKS WEEK, September 28 – October 4, 2014: Mayor Claar proclaimed Sunday, September 28th, through Saturday, October 4th, 2014, as MUNICIPAL CLERKS WEEK in Bolingbrook. He recognized the many accomplishments of Carol S. Penning who celebrated her "25th Anniversary" as our Municipal Clerk and to all Municipal Clerks for the vital services they perform and their dedication to the communities they represent. Village Clerk, Carol S. Penning, CMC, accepted the proclamation.

COMMISSION APPOINTMENTS/REAPPOINTMENTS

Arts Council Commission: Ocie Koonce was sworn-in as a new Commissioner.

Civic & Cultural Affairs Commission: Alan Owen was sworn-in as a new Commissioner.

PROMOTIONS/SWEARING-IN

Police Department – The following people were sworn-in as new Police Officers:

Daniel Thiel	Badge #1199
Ladislao Vargas	Badge #1200
Kyle Sari	Badge #1201
Brandon Cusack	Badge #1202
Kendall Schumann	Badge #1203

Public Safety Director Kevin McCarthy and Fire & Police Board members: Dennis Meehan, Chair, Ray Macri, Sandra Baldassano, and Major Jones were present.

PRESENTATIONS

BEAUTIFICATION COMMISSION HOME LANDSCAPE AWARDS FOR JULY 2014:

Mayor Claar, Vice Chair Beth Geiger and members on the commission presented awards to the following residents:

Adelphia, John & Beatrice	661 Sheffield Lane
Baldwin, Mark	213 Carol Lane

Basile, Ben, Tom & Eunice	808 Poplar Lane
Borrowdale, Orville & Patricia	325 Everington Court
Brashaw, Tom & Crista	904 N. Ashbury Avenue
Carter, Wesley	602 Larkspur Drive
Coats, Ruby & Little, Steven	5 Tangly Court
Coleman, Roger & Shirley	10 Ennis Court
Collins, Christine	609 Derbyshire Lane
Danker, John & Julie	737 Delacourte Avenue
Detro, Michael & Sharon	313 Sulgrave Court
Enda, George & Shirley	137 Cedarwood Lane
Froeming, Gerald & Carol	217 Edinburgh Court
Gibbs, Merlyn & Verba, Darlene	173 Shady Lane
Golonka, Miroslaw & Laura	572 Boardman Circle
Hall, Jonathan	109 Concord Lane
Kasper, John & Monique	763 Bethel Avenue
Kayhart, Gordon & Kathy	443 York Street
Keagler, Donald & Susan	255 Ironbark Way
Kerr, David & Lisa	321 Shield Court
Klimecko, Kevin & Maria	308 Stonegate Road
Kravish, Larry & Kuzma, Jean	169 Lawton Lane
Loomis, David & Nancy	714 Crestview Drive
Lovelady, Joe & Cheryl	534 Whitehall Way
Mcdermott, Thomas & Karen	133 Cedarwood Lane
Mendez, Adrian & Mirta	545 Cambridge Way
Mercer, Steve	113 Cedarwood Lane
Murray, Alice & Michael	561 Boardman Circle
Ohk, John & Joohee	1 Merrimack Court
Padhye, Abhay & Anjali	430 York Street
Radford, James & Debra	153 S. Orchard Drive
Rehor, Tim & Mira	427 Cardinal Lane
Riddle, Nate & Tracy	387 Twin Creeks Drive
Rybialek, Richard & Anne	197 Christine Way
Singshinsuk, Sakda & Ashrsrpn	900 N. Ashbury Avenue
Smith, Alan & Marilyn	338 Fleetwood Avenue
Sondej, Alfred	788 Bonnie Brae Court
Struwe, Ralph, Virgie & Wilbur	677 Banbury Way
Toth, Ervin & Joan	305 Sulgrave Court

Yard Sign Winner

Solomon, Jim & Joan	345 Evergreen Drive
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BILL APPROVAL

Motion Brown, second Morales to approve expenditures submitted as Bill Listing A - Payables in the amount of \$578,266.98 and Bill Listing B - Pre-paids in the amount of \$133,800.65 totaling \$712,067.63. (Copies would be available in the Finance Dept. and Clerk's Office.)

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

Nay 0 - None

Absent 1 - Morelli

Motion carried.

TAX RECEIPTS:

1. June, 2014 State Income Tax - \$398,676.00 (June, 2013 State Income Tax - \$404,680.02) – a 1.5% Decrease
2. July, 2014 Sales Tax - \$2,599,436.26 (July, 2013 Sales Tax - \$2,582,319.68) – a .07% Increase
3. July, 2014 Motor Fuel Tax - \$108,702.88 (July, 2013 Motor Fuel Tax - \$176,371.50) – a 38.4% Decrease

MOTIONS

MOTION TO CONSOLIDATE THE OCTOBER 14TH AND 28TH REGULARLY SCHEDULED BOARD MEETINGS AND RESCHEDULE THOSE MEETINGS TO OCTOBER 21ST

Motion Morales, second Zarate to accept a motion to consolidate the October 14th and 28th regularly scheduled Board meetings and reschedule those meetings to October 21, 2014.

Voice vote. Motion carried.

RESOLUTIONS

**RESOLUTION 14R-042
APPROVING PROPOSAL FOR REMOVAL OF EMERALD ASH BORER INFECTED TREES –
HOMER TREE CARE, INC.**

Motion Brown, second Morales to adopt a resolution approving a proposal for removal of Emerald Ash Borer infected trees - Homer Tree Care, Inc.

On May 27, 2014, Resolution 14R-016 approved up to \$225,000 for tree removal due to the Emerald Ash Borer infestation. To date, approximately 1,112 trees have been removed. In June, the Village Board increased the Motor Fuel Tax by 2 cents and designated the funds for tree removal.

This resolution supplemented the earlier resolution and authorized an additional \$225,000 for the continued removal of dead trees. Homer Tree Service continued as the vendor. Prices remained the same, trees up to 6” at \$10 per inch and trees over 6” at \$20 per inch.

It was noted that Homer Tree Service would charge residents \$28/inch to remove trees on private property.

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

Nay 0 - None

Absent 1 - Morelli

Motion carried.

RESOLUTION 14R-043

APPROVING IDOT PRELIMINARY ENGINEERING SERVICES AGREEMENT FOR MOTOR FUEL TAX FUNDS – THE UPCHURCH GROUP, INC. (RODEO DRIVE AND KINGS ROAD ROUNDABOUT)

Motion Schanks, second Zarate to adopt a resolution approving IDOT Preliminary Engineering Services Agreement for Motor Fuel Tax Funds re the Rodeo Drive & Kings Road roundabout - The Upchurch Group, Inc.

The offset intersection at Kings Road and Rodeo Drive has created confusion for drivers and impeded traffic flow. This resolution accepted a proposal from the Upchurch Group, Inc., to conduct an engineering study for a roundabout at the intersection. The cost of the study will be \$57,672.36. The Village received a Surface Transportation Program (STP) Grant that will help fund construction.

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

Nay 0 - None

Absent 1 - Morelli

Motion carried.

RESOLUTION 14R-044

APPROVING QUOTATION FOR ROCK SALT – RUSSO POWER EQUIPMENT

Motion Lawler, second Morales to adopt a resolution approving a quotation for rock salt from Russo Power Equipment.

Due to last year's "polar vortex", the extreme weather conditions have caused an acute shortage of road salt. The State (IDOT) bid out the Village's salt needs twice and no bids were received. IDOT gave a MFT bidding waiver to the Village. The staff contacted multiple suppliers and was able to procure 6,000 tons @ \$115.75 per ton. Last year's price was \$50.55. The purchase was from Russo Salt Supply in the amount of \$694,500. That was \$239,500 over the budgeted amount of \$455,000. The difference came from the Fund Balance in the MFT account.

Public Services and Development Director Lucas Rickelman explained the bidding process that took place this year and why the cost had more than doubled. He felt that the rock salt on hand this year would be enough to carry the Village through another rough winter.

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

Nay 0 - None

Absent 1 - Morelli

Motion carried.

RESOLUTION 14R-045

APPROVING TREE REPLACEMENT PROPOSAL FROM SEBERT LANDSCAPING

Motion Brown, second Schanks to adopt a resolution approving a Tree Replacement Proposal from Sebert Landscaping.

This resolution awarded a contract for the 2014 Tree Replacement Program to Sebert Landscaping in the amount of \$159,500. Based on the number of trees that have been removed as a result of the Emerald Ash Borer infestation, the Village would like to replant the medians and major roadways first. This contract allowed the majority of the trees to be planted this fall. Any tree not planted this year will go in next Spring. All trees have a one (1)-year warranty from the date of planting. There will be seven (7) different varieties of trees planted from the list of acceptable trees to plant in the Village from the Development Code.

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

Nay 0 - None

Absent 1 - Morelli

Motion carried.

ORDINANCES

Motion Morales, second Zarate to table Plan Commission Report PC 14-28 and Ordinance 14-078 until the October 21, 2014, meeting per the Applicant's request.

Voice vote. Motion carried.

PC 14-28 (Tabled until 10/21/14)

APPROVAL OF A SPECIAL USE PERMIT FOR A PLANNED RESIDENTIAL DEVELOPMENT WITH VARIANCES, FINAL DEVELOPMENT PLAN AND PLAT OF DEDICATION, TAPESTRY PROMENADE – SOUTHWEST CORNER OF JANES AVENUE AND FALCON RIDGE WAY; RUSSELL WHITAKER, ROSANOVA & WHITAKER LTD. ON BEHALF OF LENNAR MULTIFAMILY COMMUNITIES, LLC, APPLICANT

ORDINANCE 14-078 (Tabled until 10/21/14)

APPROVING SPECIAL USE PERMIT FOR PLANNED RESIDENTIAL DEVELOPMENT WITH VARIANCES, FINAL DEVELOPMENT PLAN AND PLAT OF DEDICATION – TAPESTRY PROMENADE (SOUTHWEST CORNER OF JANES AVENUE AND FALCON RIDGE WAY)

Motion Lawler, second Zarate to table Plan Commission Report PC 14-29 and Ordinance 14-079 until the October 21, 2014, meeting per the Applicant's request.

Voice vote. Motion carried.

PC 14-29 (Tabled until 10/21/14)
APPROVAL OF A SPECIAL USE PERMIT FOR AN AUTO PARTS AND ACCESSORY STORE WITH VARIANCES AND FINAL DEVELOPMENT PLAN – O'REILLY AUTO PARTS, 440 N. BOLINGBROOK DRIVE; HR GREEN, INC., APPLICANT

ORDINANCE 14-079 (Tabled until 10/21/14)
APPROVING SPECIAL USE PERMIT TO ALLOW AN AUTO PARTS AND ACCESSORY STORE WITH VARIANCES AND FINAL DEVELOPMENT PLAN – O'REILLY AUTO PARTS (440 N. BOLINGBROOK DRIVE)

ORDINANCE 14-080
APPROVING AGREEMENT RE PARKING LANDBANKING – CARLOW CORPORATE CENTER (905 CARLOW DRIVE) (CARLOW TEN LLC)

Motion Morales, second Zarate to pass an ordinance approving an agreement regarding parking landbanking for Carlow Corporate Center at 905 Carlow Drive - Carlow Ten LLC.

The applicant, Northern Builders, owns Carlow Ten at 905 Carlow Drive. The property has been improved with a 256,000 sq. ft. distribution building. That size of building would require 213 parking spaces. 176 spaces were provided. The Village previously approved land banking agreements for this property (Ordinances 05-064 and 08-035) which were set to expire in 2018. The applicant was in the process of selling the property and the contract purchaser requested that the agreements be extended before closing.

This ordinance extended the Landbanking Agreement for thirty-seven (37) spaces until February 22, 2028. If a change of use occurs or the Village requires the additional parking during the term of the Agreement, the additional parking would be required.

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

Nay 0 - None

Absent 1 - Morelli

Motion carried.

ORDINANCE 14-081
APPROVING SPECIAL USE PERMIT TO ALLOW A RELIGIOUS INSTITUTION – CITY OF HOPE COVENANT CHURCH (301 QUADRANGLE DRIVE)

Motion Brown, second Schanks to pass an ordinance approving a Special Use Permit to allow a religious institution named "City of Hope Covenant Church" at 301 Quadrangle Drive.

Pastor Andrew Jones representing City of Hope Covenant Church wanted to lease 3,850 sq. ft. of tenant space at 301 Quadrangle Drive for use as a religious institution. The property was zoned B-2 Community Retail. Churches required a Special Use Permit to locate in a commercially zoned district. This ordinance approved a Special Use Permit for a religious institution along with a parking variance. The Plan Commission reviewed the request and recommended approval.

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

Nay 0 - None

Absent 1 - Morelli

Motion carried.

PUBLIC COMMENTS

Mir Ali, President of the Board of the Chamber of Commerce in Bolingbrook, 3 Arbury Ct., congratulated Mayor Claar and Bolingbrook for being one of the best places to live in the nation. Mayor Claar expounded on all the different entities and reasons that Bolingbrook placed #38 in the Money Magazine Top 100 Best Places to Live.

TRUSTEE COMMENTS

Trustee Zarate was excited that Bolingbrook placed 38th in Money Magazine's 2014 list of the "Top 100 Places to Live". She also congratulated Carol Penning on her 25th Anniversary as Bolingbrook's Village Clerk and thanked her for all of the hard work she does for the Village and its residents. She noted that whenever you call her she always has an answer or finds a way to get it.

Trustee Brown expressed congratulations to Carol Penning, also. He gave details on "Fire Prevention Week" in Bolingbrook with all Fire Stations having Open House on Saturday, October 4th from 10 a.m. to 3 p.m. He offered condolences to the Russ Fletcher family on the death of Russ' wife this morning.

Trustee Schanks agreed with Trustee Zarate on everything she said about Village Clerk Carol Penning and congratulated her on her 25th Anniversary and a job well done. She also congratulated all of the Landscape Award winners.

Trustee Morales gave information on the "Crop Hunger Walk" on October 19th at United Friendship Methodist Church at 1 p.m.

Trustee Lawler also extended condolences to the Fletcher family. He gave information on a couple of DuPage Township events: 7th Annual Job Fair on Wednesday, October 1st, from 9 a.m. to 1 p.m., Bingo & Fish Fry on Thursday, October 9th, at the Levy Center starting at 5 p.m.

EXECUTIVE SESSION

None

ADJOURNMENT

Motion Brown, second Schanks to adjourn the meeting.

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

ATTEST:

Roger C. Claar
MAYOR

Carol S. Penning, CMC
VILLAGE CLERK