

**A REGULAR MEETING OF THE MAYOR AND BOARD OF TRUSTEES  
OF THE VILLAGE OF BOLINGBROOK – FEBRUARY 23, 2016**

**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., February 23, 2016, in Bolingbrook, Illinois, by Mayor Roger C. Claar.

**PLEDGE OF ALLEGIANCE**

Mayor Claar requested Brian Kuntz, Bolingbrook Male Citizen of the Year in 2012, lead the Pledge of Allegiance.

**ROLL CALL**

Village Clerk, Carol S. 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 Penning, Village Attorney - James Boan, Public Safety Director - Thomas Ross, Director of Public Services & Development – Lucas Rickelman and Finance Director – Rosa Cojulun

Representing the press: No press attended.

**JOURNAL OF PROCEEDINGS**

Motion Brown, second Schanks to approve the minutes of the regular meeting of February 9, 2016, Village Board meeting as submitted by the Village Clerk.

Voice vote. Motion carried.

**APPROVAL OF AGENDA/ADDITIONS**

There were no additions or deletions to the agenda.

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

Voice vote. Motion carried.

**APPROVAL OF APPOINTMENTS/REAPPOINTMENTS**

Motion Morales, second Lawler to approve commission appointments as follows:

Historic Preservation Commission: Lisa Ketcham as new commissioner

Fire & Police Board: Barbara Provo appointed as Chair  
Maurice Binns new commissioner

Voice vote. Motion carried.

Heart Haven Outreach (H2O): Ryan Lawrence, Executive Director of H2O since August 2015, gave a short history and description of Heart Haven Outreach. He gave details about their 6th Annual Character Counts Youth Basketball Tournament on Sunday, March 6th, at the Brooks Middle School. There will also be a Chili Cook-Off that day. He invited people with great chili recipes to sign up and bring some to the cook-off. The event will start at 1:00 p.m.

### **PROCLAMATIONS**

**SEVERE WEATHER PREPAREDNESS WEEK, Sunday, February 28th through Saturday, March 5th, 2016:** Mayor Claar declared Sunday, February 28th through Saturday, March 5th, 2015, SEVERE WEATHER PREPAREDNESS WEEK and urged residents to learn as much as they could about preparing for any disaster to prevent loss of life. Lieutenant Troy Kirch of the Bolingbrook Fire Dept. accepted the proclamation. Details were given on how to obtain a \$40 weather alert radio for only \$10 through the Fire Department.

**CRIME STOPPERS OF BOLINGBROOK AWARENESS MONTH, March 2016:** Mayor Claar proclaimed the month of March 2016 CRIME STOPPERS OF BOLINGBROOK AWARENESS MONTH and encouraged residents to participate with the Crime Stoppers of Bolingbrook by anonymously reporting crimes and gave information on how to contact them. President of Crime Stoppers in Bolingbrook, Janet Mollohan, accepted the proclamation.

**ST. BALDRICK'S "BOLINGBROOK 4 KIDS", Sunday, March 6th, 2016:** Mayor Claar proclaimed Sunday, March 6th, 2016, 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. The event started at 12 Noon. Event Organizer, Michelle Ganz, accepted the proclamation.

### **PRESENTATIONS**

**UNSUNG HOMETOWN HERO AWARD:** Tom Ross, Bolingbrook Director of Public Safety, presented Brian A. Kuntz with the "Unsung Hometown Hero" Award. Brian was on vacation in New Orleans on Sunday, January 24th, this year when he intervened in an attack on a man being viciously beaten. He then became the target of the attacker and was also beaten by the man and a woman accomplice. Brian was, in turn, saved when a tourist guide stopped his vehicle and interrupted the brutal attack. Brian cooperated with the New Orleans Police Department. The attackers were well known violent criminals that targeted tourists. Brian put his own safety at risk to help a stranger earning him the Bolingbrook Hometown Hero Award.

### **COMMISSION APPOINTMENTS/REAPPOINTMENTS**

Historic Preservation Commission: Lisa Ketcham was sworn-in as a new commissioner

Mayor Claar announced that the Fire & Police Board Chair, Dennis Meehan, had unexpectedly resigned due to health issues. He noted that Dennis will be missed.

Fire & Police Board: Maurice Binns was sworn-in as a new commissioner.

Fire & Police Board Commissioners present were Major Jones, Prem Lalvani, Ray Macri, Sandra Baldassano and Gretchen Schroeter. Barbara Provo could not attend the meeting and will be sworn-in as Chair at another time.

**PUBLIC HEARING**

**PUBLIC HEARING RE ANNEXATION: MARY KELLEY/NORTHERN BUILDERS TO BE CONTINUED TO THE MARCH 22, 2016, VILLAGE BOARD MEETING.**

Motion Brown, second Lawler to open the Public Hearing regarding the Mary Kelley/Northern Builders Annexation continued from the February 9, 2016, Village Board Meeting.

ROLL CALL:           Yea 6 - Brown, Lawler, Morales, Schanks, Zarate  
                          Nay 0 - None  
                          Absent 1 - Morelli

Motion carried. Public Hearing reopened at 8:40 p.m.

The Public Hearing was scheduled to deal with the annexation of the ±320 acre Mary Kelley property at the southeast corner of Kings Road and Rodeo Drive. The Village was in the process of negotiating terms of the annexation with Northern Builders. The agreement had not been finalized. The staff requested that the Public Hearing be continued to the March 22, 2016, Village Board Meeting.

Motion Morales, second Schanks to continue the Public Hearing for the Mary Kelley/Northern Builders Annexation to the March 22, 2016, Village Board meeting.

ROLL CALL:           Yea 6 - Brown, Lawler, Morales, Schanks, Zarate  
                          Nay 0 - None  
                          Absent 1 - Morelli

Motion carried. At 8:42 p.m., the Public Hearing was continued until the March 22, 2016, Village Board Meeting.

**BILL APPROVAL**

Motion Schanks, second Morales to approve expenditures submitted as Bill Listing A - Payables in the amount of \$221,219.27 and Bill Listing B - Pre-pays in the amount of \$908,221.45 totaling \$1,129,440.72. (Copies were made available in the Finance Dept. and Clerk's Office.)

ROLL CALL:           Yea 6 - Brown, Lawler, Morales, Schanks, Zarate  
                          Nay 0 - None  
                          Absent 1 - Morelli

Motion carried.

## **TAX RECEIPTS**

1. November, 2015 State Income Tax - \$724,266.50 (November, 2014 State Income Tax - \$597,643.37) – a 21.2% Increase
2. December, 2015 Sales Tax - \$2,550,091.60 (December, 2014 Sales Tax - \$2,550,104.30) – No Change
3. December, 2015 Motor Fuel Tax - \$159,928.23 (December, 2014 Motor Fuel Tax – \$173,632.47) – a 7.9% Decrease

## **MOTIONS**

### **MOTION TO RATIFY THE SALES/PURCHASE CONTRACT FOR LOT 11 IN AMERICANA ESTATES DATED FEBRUARY 16, 2016**

Motion Lawler, second Schanks to accept a motion to ratify the sales/purchase contract for Lot 11 in Americana Estates dated February 16, 2016.

This motion ratified a Real Estate Sales Contract for Lot 11 in Americana Estates. Ordinance 15-038 authorized the Mayor to negotiate lot sales. This contract was for \$90,000 without any development or sanitary sewer fee waivers. Lots 1-8 were sold last year for \$60,000 with an incentive. The real estate market seemed to be improving. The purchasers were Anthony and Tracy Vittorini who lived at the time in Foxridge Farms.

ROLL CALL:           Yea 6 - Brown, Lawler, Morales, Schanks, Zarate  
                          Nay 0 - None  
                          Absent 1 - Morelli

Motion carried

## **RESOLUTIONS**

### **16R-006**

### **APPROVING AGREEMENT BETWEEN THE STATE OF ILLINOIS AND THE VILLAGE OF BOLINGBROOK FOR THE IMPROVEMENT OF THE INTERSTATE 55/WEBER ROAD INTERCHANGE AND FUNDING RESOLUTION**

Motion Brown, second Schanks to adopt a resolution approving an agreement between the State of Illinois and the Village of Bolingbrook for the improvement of the Interstate 55/Weber Road Interchange and a funding resolution.

This resolution approved an Intergovernmental Agreement between IDOT and the Village regarding the Weber Road Interchange (Weber Road bridge over I-55). The agreement specified funding obligations, maintenance responsibilities and other project details. The agreement covered the area from Rodeo Drive to Normantown Road. The Bolingbrook obligation will end at the bridge. IDOT will be responsible for the construction of the \$43 million project. The Village's obligation was based on actual costs but was estimated at \$131,963. After construction, the Village agreed to maintain the sidewalks, right-of-way landscaping and traffic signals. The Public Services Committee reviewed the agreement and recommended approval.

Mayor Claar noted that this project will not happen very soon due to State budget problems. Added to that was the extended length of time it takes to bid out a project like this till completion.

ROLL CALL:           Yea 6 - Brown, Lawler, Morales, Schanks, Zarate  
                  Nay 0 - None  
                  Absent 1 - Morelli

Motion carried.

**RESOLUTION 16R-007**  
**APPROVING THE PAYMENT OF THE 2016 ANNUAL ASSESSMENT FOR UTILITY LOCATIONS TO JULIE, INC.**

Motion Morales, second Lawler to adopt a resolution approving the payment of the 2016 Annual Assessment for utility locations to JULIE, Inc.

The Village uses the Joint Utility Locating Information for Excavators (JULIE) to identify underground utilities before digging. This service was and will continue to be used by the Public Works Department in connection with excavations for storm and sanitary sewers, street lighting and traffic signal maintenance. The Village's annual assessment will be \$13,005.38. This resolution approved the payment. The Public Services Committee reviewed the assessment and recommended approval.

ROLL CALL:           Yea 6 - Brown, Lawler, Morales, Schanks, Zarate  
                  Nay 0 - None  
                  Absent 1 - Morelli

Motion carried.

**RESOLUTION 16R-008**  
**APPROVING INDEPENDENT CONTRACTOR AGREEMENT BETWEEN THE VILLAGE OF BOLINGBROOK AND ROBERT LEE**

Motion Brown, second Schanks to adopt a resolution approving an Independent Contractor Agreement between the Village of Bolingbrook and Robert Lee.

The Village had a contract with K-Force to provide IT support for the Village's AS400 mainframe computer. The technician that provided the service was Robert Lee. Mr. Lee had left K-Force and started his own business. This resolution approved a one-year Independent Contractor Contract with Mr. Robert Lee retroactive to February 1<sup>st</sup>. The contract rate was \$40.00 hour. The cost should not exceed \$50,000.

ROLL CALL:           Yea 6 - Brown, Lawler, Morales, Schanks, Zarate  
                  Nay 0 - None  
                  Absent 1 - Morelli

Motion carried

## **ORDINANCES**

### **PC 16.05**

#### **APPROVAL OF A SPECIAL USE PERMIT FOR A PLANNED DEVELOPMENT, J & J NAIL SERVICES, INC., 1711 W. BOUGHTON ROAD; JEANNIE SHIN; APPLICANT**

Motion Schanks, second Morales to accept Plan Commission Report PC 16.05 for approval of a Special Use Permit for a Planned Development, J&J Nail Services, Inc., 1711 W. Boughton Rd.; Jeannie Shin, Applicant.

Voice vote. Motion carried.

### **ORDINANCE 16-013**

#### **APPROVING SPECIAL USE PERMIT FOR A PLANNED DEVELOPMENT FOR A NAIL SALON ESTABLISHMENT (J & J NAIL SERVICES, INC.) – 1711 W. BOUGHTON ROAD**

Motion Lawler, second Morales to pass an ordinance approving a Special Use Permit for a Planned Development for a nail salon establishment (J&J Nail Services, Inc.) - 1711 W. Boughton Road.

For a non-sales tax generating businesses to locate in business zoned districts, a Special Use Permit was required. The applicant, Jeannie Shin d/b/a J & J Nail Services, would like to operate a Nail Salon in 1,190 sq. ft. of tenant space at 1711 West Boughton in the Augusta Plaza Retail Center (southeast corner of Janes and Boughton). This ordinance approved the Special Use Permit. The Plan Commission reviewed the Special Use Permit and recommended approval.

ROLL CALL:           Yea 6 - Brown, Lawler, Morales, Schanks, Zarate  
                          Nay 0 - None  
                          Absent 1 - Morelli

Motion carried.

### **ORDINANCE 16-014**

#### **AUTHORIZING THE WILL COUNTY HISTORIC PRESERVATION COMMISSION AND WILL COUNTY TO DESIGNATE THE BOARDMAN CEMETERY AS A COUNTY LANDMARK**

Motion Brown, second Schanks to pass an ordinance authorizing the Will County Historic Preservation Commission and Will County to designate the Boardman Cemetery as a County Landmark.

DuPage Township and Will County have requested the Village's support in designating Boardman Cemetery located on Paxson Drive off Royce Road as a County Landmark. This ordinance authorized Will County and the Will County Historic Preservation Commission to review and consider the Boardman Cemetery for designation as a landmark for preservation pursuant to State Statutes.

ROLL CALL:           Yea 6 - Brown, Lawler, Morales, Schanks, Zarate  
                          Nay 0 - None  
                          Absent 1 - Morelli

Motion carried.

**ORDINANCE 16-015**

**APPROVING PLAT OF DEDICATION – JOY DRIVE FROM BOUGHTON ROAD TO ROBERTS ROAD**

Motion Schanks, second Lawler to pass an ordinance approving a Plat of Dedication for Joy Drive from Boughton to Roberts Road.

This ordinance approved a Plat of Dedication for Joy Drive through Winston Village from Boughton Road to Roberts Road. The roadway was about 665 feet long along the west side of the Clubhouse. The Village has been maintaining the roadway for decades, but it was never dedicated. The Winston Village Board approved the transfer of the roadway (.36 acres) to the Village on February 15<sup>th</sup>. This ordinance approved the Plat of Dedication.

ROLL CALL:           Yea 6 - Brown, Lawler, Morales, Schanks, Zarate  
                          Nay 0 - None  
                          Absent 1 - Morelli

Motion carried.

**ORDINANCE 16-016**

**AMENDING CHAPTER 13 OF THE MUNICIPAL CODE AND INCREASING CLASS “C-1” (PACKAGED BEER & WINE) FROM FOUR (4) TO FIVE (5) – FIESTA MARKET**

Motion , second to pass an ordinance amending Chapter 13 of the Municipal Code and increasing Class C-1 (packaged beer & wine) from four (4) to five (5) - Fiesta Market.

Fiesta Market, located at 160 North Bolingbrook Drive, would like to sell packaged beer and wine. The sales would occur during the normal business hours of the grocery. This ordinance approved an increase in the number of Class C-1 Liquor Licenses from four (4) to five (5) to accommodate their request.

Tony Giannopoulos, owner/manager of Fiesta Market, was called up by Mayor Claar. He talked about what a great addition to Bolingbrook Tony and Fiesta Market have made and how much he contributes to the community. Tony gave a short history of how their chain of grocery stores began many years ago when his father emigrated here from Greece and opened the first store. Most of the Village Trustees commented on how exceptional his produce department was, how clean the store is kept, and how much he contributes to the Bolingbrook community.

ROLL CALL:           Yea 6 - Brown, Lawler, Morales, Schanks, Zarate  
                          Nay 0 - None  
                          Absent 1 - Morelli

Motion carried.

**PUBLIC COMMENTS**

None

**TRUSTEES' COMMENTS AND REPORTS**

Trustee Lawler gave details on the Bolingbrook Fire Department's Car Seat Safety Check and Installation held at Bolingbrook Fire Station #4, located at 1111 W. Boughton Road, on Saturday, February 27th, from 9:00 a.m. until noon. He also gave details on the Valley View Education Enrichment Foundation (VVEEF) annual fundraiser, "Crosstown Classics", being held on Friday, March 11th, at the Bolingbrook Golf Club beginning at 6:00 p.m.

Trustee Morales gave information on the Heart Haven Outreach (H2O) event, the 6th Annual "Character Counts Youth Basketball Tournament", held on Sunday, March 6th, at Brooks Middle School starting at 1:00 p.m.

Trustee Schanks gave details about the DuPage Township "Annual Fish Fry" being held at the Levy Center on Friday, March 4th, between 5:00 and 8:00 p.m.

Trustee Brown congratulated Maurice Binn on his appointment to the Fire & Police Board. He also gave information about the Bolingbrook Theatre-on-the-Hill current production, "Prelude to a Kiss", which will play weekends through February 28th at the Performing Arts Center.

Trustee Zarate extended sympathy from the Board toward Mark Crowley on the recent passing of his mother, Nora.

**EXECUTIVE SESSION**

None

**ADJOURNMENT**

Motion Brown, second Schanks to adjourn the meeting.

Voice vote. Motion carried and meeting adjourned at 9:07 p.m.

ATTEST:

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Roger C. Claar  
MAYOR

\_\_\_\_\_  
Carol S. Penning, CMC  
VILLAGE CLERK