

**A REGULAR MEETING OF THE MAYOR AND BOARD OF TRUSTEES  
OF THE VILLAGE OF BOLINGBROOK – OCTOBER 21, 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 8:02 p.m., October 21, 2014, in Bolingbrook, Illinois, by Deputy Leroy Brown. Mayor Claar was out-of-town.

**PLEDGE OF ALLEGIANCE**

Deputy Mayor Brown requested a Boy Scout from Troop 505 to lead the Pledge of Allegiance to the Flag.

**ROLL CALL**

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

Absent: Mayor Roger C. Claar

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 Schanks, second Zarate to approve the minutes of the September 23, 2014, 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 Morelli, second Lawler to approve the agenda as presented.

Voice vote. Motion carried.

**APPROVAL OF APPOINTMENTS/PROMOTIONS**

None

## **MAYOR'S REPORT**

Deputy Mayor Brown asked for an update on the tree removal status in the Village from Lucas Rickelman, Director of Public Services & Development. Lucas Rickelman reported that an estimated 2,022 trees on Village property decimated by the Emerald Ash Borer have been removed so far. Trees marked with a red "X" will be cut down, also. The tree service hired by the Village will be working through the winter to remove approximately 2,000 more trees.

## **PROCLAMATIONS**

**AMERICAN LEGION POST 1288 GIFTS TO YANKS WHO GAVE - HOSPITALIZED VETERANS TAG DAYS, NOVEMBER 7th AND 8th, 2014:** Mayor Claar proclaimed November 7th and 8th, 2014, as GIFTS TO YANKS WHO GAVE - HOSPITALIZED VETERANS TAG DAYS in Bolingbrook which helps deliver gifts on Christmas morning to our Illinois hospitalized veterans. He asked citizens to donate generously to this cause. Commander of American Legion Post 1288, Rich Tomaszewski, and Past Commander, Leroy Rheubottom, accepted the proclamation.

**VILLAGE OF BOLINGBROOK'S ANNUAL TREE LIGHTING CEREMONY AND THE PROMENADE BOLINGBROOK'S SYMPHONY IN LIGHTS, November 15, 2014:** Mayor Claar proclaimed Saturday, November 15, 2014, as VILLAGE OF BOLINGBROOK'S ANNUAL TREE LIGHTING CEREMONY AND THE PROMENADE BOLINGBROOK'S SYMPHONY IN LIGHTS DAY. Phyllis Ruggiero, Chair of the Beautification Commission, Joe Gross, Vice Chair of the Civic and Cultural Affairs Commission, and Tom Castagnoli, General Manager of the Promenade where the ceremony will take place, accepted the proclamation and gave details and times for the event.

## **PROMOTIONS/SWEARING-IN**

None

## **RECOGNITION**

**AMERICAN LEGION LADIES AUXILIARY:** The Auxiliary recognized two (2) of their members for attending the State Conference for the Ladies Auxiliary. They were Bria Robinson, who won the Governor of the Year Award at the conference, and Cynthia Silva. Both young ladies shared their experience at the conference.

## **PRESENTATIONS**

**2014 ANNUAL FIRE PREVENTION WEEK POSTER CONTEST WINNERS:** Deputy Mayor Brown and Jeff LaJoie, Fire Marshal for the Village, presented winners of the FIRE PREVENTION POSTER CONTEST. Winners were:

St. Dominic School	Joshua Elesterio
B J Ward School	Jalaila Fisher
Tibbott School	Khushbu Chabra
Midwest Montessori	Kailana Keys
Oak View School	Amber Escamilla
Independence School	Christian Frutos
Jonas Salk School	Emily Arias

Woodview School  
Jamie McGee School  
Pioneer School  
Liberty School

Sophia Villacci  
Vanessa White  
Mackenzie Stehle  
Kendall Haupt

**Special Prize Winner:**

Jamie McGee School

Sean O'Donnell

Each student received a lunch bag, a tumbler with a straw, a plaque, a \$25 gift card donated by the Bolingbrook Rotary, miscellaneous items from the Bolingbrook Fire Department and the Special prize winner received a bike donated by Wal-Mart

**BILL APPROVAL**

Motion Lawler, second Zarate to approve expenditures submitted as Bill Listing A - Payables in the amount of \$2,034,300.49 and Bill Listing B - Pre-pays in the amount of \$919,701.94 totaling \$2,954,002.43. (Copies would be available in the Finance Dept. and Clerk's Office.)

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

Nay 0 - None

Absent 1 - Mayor Claar

Motion carried.

**TAX RECEIPTS:**

1. July, 2014 State Income Tax - \$389,951.72 (July, 2013 State Income Tax - \$394,796.73) – a 1.2% Decrease
2. August, 2014 Sales Tax - \$2,463,534.83 (August, 2013 Sales Tax - \$2,430,262.42) – a 1.4% Increase
3. August, 2014 Motor Fuel Tax - \$147,781.62 (August, 2013 Motor Fuel Tax - \$124,762.77) – a 18.5% Increase

**MOTIONS**

**MOTION TO ACCEPT PC 14-30 PLAN COMMISSION REPORT ON PROJECT NO. 431.14 (CITY OF HOPE COVENANT CHURCH) AND TO REAFFIRM ORDINANCE 14-081**

Motion Morelli, second Morales to accept a motion to accept Plan Commission Report PC 14-30 on project #431.14 (City of Hope Covenant Church) and to reaffirm Ordinance 14-081.

At the last board meeting, the Village approved Ordinance 14-081 (City of Hope Covenant Church) but failed to accept the Plan Commission Report because it was inadvertently left off the agenda. This motion corrected the issue.

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

Nay 0 - None

Absent 1 - Mayor Claar

Motion carried.

**MOTION TO REMOVE FROM THE TABLE AND PLACE ON THE AGENDA FOR CONSIDERATION ORDINANCE NO. 14-078 AND ORDINANCE NO. 14-079**

Motion Lawler, second Schanks to accept a motion to remove from the Table and place on the Agenda for consideration Ordinance 14-078 and Ordinance 14-079.

At the last board meeting, the following two (2) ordinances were “tabled” because there were outstanding issues. Those issues have now been resolved. To be considered by the board, the items need to be removed from the “table” and placed on the agenda. This motion added these items back on to the agenda.

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

Nay 0 - None

Absent 1 - Mayor Claar

Motion carried.

**MOTION TO ACCEPT THE ANNUAL TREASURER’S REPORT OF RECEIPTS AND DISBURSEMENTS FOR FISCAL YEAR 2013-2014**

Motion Zarate, second Morales to accept a motion to accept the Annual Treasurer's Report of Receipts and Disbursements for Fiscal Year 2013-2014.

Annually, the Village Board must accept the “Treasurer’s (Finance Director’s) Report” of revenues and expenditures. This motion accepted the Fiscal Year 2013-2014 Report. Total receipts, including interfund transfers, were \$103,823,092 and expenditures were \$100,634,257. After acceptance it will be published in the local paper.

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

Nay 0 - None

Absent 1 - Mayor Claar

Motion carried.

## **RESOLUTIONS**

### **RESOLUTION 14R-046**

#### **AUTHORIZING PURCHASE OF CARDIAC MONITOR FOR AMBULANCE FROM ZOLL MEDICAL CORPORATION**

Motion Morelli, second Zarate to adopt a resolution authorizing the purchase of a cardiac monitor for an ambulance from Zoll Medical Corporation.

This resolution approved the purchase of one (1) 12 lead Zoll X-Series Heart Monitor in the amount of \$29,160.95. The purchase was from Zoll Corp., a sole source Vendor. After installation, three (3) of the four (4) front line ambulances will be equipped with this technology. The Public Safety Committee reviewed the request and recommended approval.

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

Nay 0 - None

Absent 1 - Mayor Claar

Motion carried.

### **RESOLUTION 14R-047**

#### **AUTHORIZING AN ADDENDUM TO THE MUTUAL AID BOX ALARM SYSTEM MASTER AGREEMENT**

Motion Morelli, second Schanks to adopt a resolution authorizing an addendum to the Mutual Aid Box Alarm System Master Agreement.

This resolution was a "housekeeping" measure. It approved an Addendum to the Master MABAS (Mutual Aid Box Alarm System Agreement). The change brought the agreement into compliance with the FEMA (Federal Emergency Management Assistance) regulations. This change allowed responders to receive reimbursement for response to disasters.

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

Nay 0 - None

Absent 1 - Mayor Claar

Motion carried.

### **RESOLUTION 14R-048**

#### **REGARDING NOTICE OF PROPOSED RULEMAKING PROCEEDINGS "HAZARDOUS MATERIALS: ENHANCED TANK CAR STANDARDS AND OPERATIONAL CONTROLS FOR HIGH-HAZARD FLAMMABLE TRAINS" BEFORE THE PIPELINES AND HAZARDOUS MATERIALS SAFETY ADMINISTRATION IN DOCKET NO. PHMSA-2012-0082 (HM-251)**

Motion Morelli, second Zarate to adopt a resolution regarding notice of proposed rulemaking proceeding re "Hazardous Materials: Enhanced Tank Car Standards and Operation Controls for High-Hazard Flammable Trains" before the Pipelines and Hazardous Materials Safety Administration in Docket No. PHMSA-2012--0082 (HM-251).

This resolution expressed the Village's support for the proposed NTSB (National Transportation Safety Board) rule dealing with hazardous material being transported by rail in Tanker Cars which aimed to ensure the public safety in rail operations. The new rule regulate all flammable material carried in Tanker Cars and would maximize the crash worthiness of "Option 1 Tankers".

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

Nay 0 - None

Absent 1 - Mayor Claar

Motion carried.

**RESOLUTION 14R-049**

**AUTHORIZING PURCHASE OF ELEVEN REPLACEMENT POLICE VEHICLES FROM ADVANTAGE CHEVROLET**

Motion Morales, second Schanks to adopt a resolution authorizing the purchase of eleven (11) replacement police vehicles from Advantage Chevrolet.

This resolution approved the purchase of eleven (11) vehicles from Advantage Chevrolet/Bolingbrook for use in the Police Department. The Chevrolet Impala will be used as patrol cars. The cost was \$242,528.00. Ten (10) of the cars will be acquired with Federal Seizure money and one (1) car will be from property insurance proceeds from two (2) squad cars totaled in accidents. All vehicles had over 100,000 miles on the odometer. The Public Safety Committee reviewed the plan and recommended approval.

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

Nay 0 - None

Absent 1 - Mayor Claar

Motion carried.

**RESOLUTION 14R-050**

**APPROVING PURCHASE OF EQUIPMENT FOR SIX REPLACEMENT VEHICLES FOR POLICE DEPARTMENT (FLEET SAFETY SUPPLY)**

Motion Morelli, second Zarate to adopt a resolution approving the purchase of equipment for six (6) replacement vehicles for the Police Department (Fleet Safety Supply).

This resolution authorized the purchase of ancillary squad car equipment for the vehicles purchased in the previous resolution. The purchase was from Fleet Safety Supply in the amount of \$25,090.50 and included light bars, sirens, consoles and computer mounts for six (6) vehicles. The other five (5) new cars will be retrofitted with existing equipment. This purchase is also from Federal Seizure monies. The Public Safety Committee reviewed the purchase and recommended approval.

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

Nay 0 - None

Absent 1 - Mayor Claar

Motion carried.

**RESOLUTION 14R-051**

**APPROVING PURCHASE OF FOUR IN-CAR CAMERA SYSTEMS FOR POLICE CARS (KUSTOM SIGNALS)**

Motion Morales, second Zarate to adopt a resolution approving the purchase of four (4) in-car camera systems for police cars from Kustom Signals.

This resolution authorized the purchase of four (4) in-car video systems for inclusion in some of the cars purchased in Resolution 14R-050. Four (4) cars currently do not have cameras. The other cars will be fitted with existing cameras. The purchase was from Kustom Signals, a sole source Vendor. Total cost, including installation, was \$22,240. These purchases were from Federal Seizure monies. The Public Safety Committee reviewed the purchase and recommended approval.

Public Safety Director, Kevin McCarthy, explained that the Village has an officer on the DEA Task Force out of the Chicago office. This Task Force unit had been very successful on seizing drug assets. The Village received a percentage of the monies procured from these assets. It enabled the Village to purchase the squad cars and camera systems.

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

Nay 0 - None

Absent 1 - Mayor Claar

Motion carried.

**RESOLUTION 14R-052**

**APPROVING MASTER LEASE AGREEMENT WITH AMERICAN CAPITAL FINANCIAL SERVICES, INC. (AGREEMENT NO. 2014492282)**

Motion Schanks, second Zarate to adopt a resolution approving a Master Lease Agreement with American Capital Financial Services, Inc. (Agreement #2014492282).

This resolution approved the replacement purchase of twelve (12) year old "lawn and greens" equipment at the Golf Course. The lease/purchase was for twelve (12) pieces of equipment that is twelve (12) years old and either obsolete or in need of repairs. The lease was with American Capital, a subsidiary of BMO Harris Bank. The total cost was \$245,082 payable in 60 monthly payments of \$4,084.70 (including interest at 2.99%). The first payment was deferred for five (5) months. At the end of the term, the Village will own the equipment. The Golf Course will pay the monthly payment from its own account.

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

Nay 0 - None

Absent 1 - Mayor Claar

Motion carried.

## **ORDINANCES**

### **PC 14-28**

#### **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 FALCONRIDGE WAY; RUSSELL WHITAKER, ROSANOVA & WHITAKER LTD. ON BEHALF OF LENNAR MULTIFAMILY COMMUNITIES, LLC, APPLICANT**

Motion Schanks, second Zarate to accept Plan Commission Report 14-28 for 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 Falconridge Way; Russell Whitaker, Rosanova & Whitaker, Ltd., on behalf of Lennar Multifamily Communities, LLC, Applicant.

Voice vote. Motion carried.

### **ORDINANCE 14-078**

#### **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 FALCONRIDGE WAY)**

Motion Lawler, second Morales to pass an ordinance approving 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 Falconridge Way).

The applicant, Lennar Multifamily Communities, LLC, proposed constructing a 288 unit “Class A” high-end apartment complex on twenty-one (21) acres of vacant property at the southwest corner of Janes Avenue and Falconridge Way. This matter was “tabled” at the request of the applicant at the last board meeting. The development would consist of nine (9) 3-story buildings each containing thirty-two (32) units. In addition, the developer proposed ten (10) detached (5 unit/buildings), garages and a clubhouse. The average rent would be \$1,500/month plus utilities. Rents will range from \$1,175 to \$1,850. There would be 117 one (1) bedroom (674 sq. ft.) units, 117 two (2)-bedroom (971 sq. ft.) units and fifty-four (54) three (3) bedroom (1,304 sq. ft.) units.

Nineteen (19) related variances were requested to complete the development as submitted including an agreed upon sewer tap-on fee of \$3,600/unit.

After completion, approximately 550 residents will reside there. The main entry will be off Janes Avenue (west of roundabout) with a secondary entrance off Falconridge.



This ordinance approved a Special Use Permit for a Planned Residential Development with variances, Final Development Plan and Plat of Dedication for the Tapestry Promenade Apartments. The Plan Commission reviewed the project and recommended approval.

A presentation of the project was given by Russell Whitaker, Attorney representing Lennar. He noted that these units would contain high end finishes and be marketed to the young millennial generation. There will also be a 7,000 square foot clubhouse with a workout facility. Each apartment will have either a patio or balcony for outside living space. Garage space inside and outside of the buildings would be available for lease. Pets will be allowed for an additional cost.

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

Nay 0 - None

Absent 1 - Mayor Claar

Motion carried.

**PC 14-29**

**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**

Motion Morelli, second Schanks to accept Plan Commission Report PC 14-29 for 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.

Voice vote. Motion carried.

**ORDINANCE 14-079**

**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)**

Motion Lawler, second Zarate to pass an ordinance approving a 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).

O'Reilly Auto Parts requested to relocate from the Northridge Bolingbrook Plaza to their own building. They would like to construct a 7,452 sq. ft. retail store at 440 N. Bolingbrook Drive (formerly Wendy's). The current building would be demolished and replaced. The applicant sought approval of a Special Use Permit for an auto related use, six (6) associated variances and a Final Development Plan. The Village and O'Reilly were still working on an acceptable building elevation at the last board meeting. That was why the Ordinance was "tabled". The issue had been resolved. The Plan Commission reviewed the project and recommended approval.

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

Nay 0 - None

Absent 1 - Mayor Claar

Motion carried.

**PC 14-31**

**APPROVAL OF AN AMENDMENT TO A SPECIAL USE PERMIT FOR A PLANNED COMMERCIAL DEVELOPMENT WITH VARIANCES, FINAL DEVELOPMENT PLAN, AND FINAL PLAT OF SUBDIVISION – NORTHWEST CORNER OF WEBER RD. AND THACKERAY DR.; KEY DEVELOPMENT PARTNERS, LLC., APPLICANT**

Motion Lawler, second Morales to accept Plan Commission Report PC 14-31 for approval of an Amendment to a Special Use Permit for a Planned Commercial Development with variances, Final Development Plan and Final Plat of Subdivision - northwest corner of Weber Rd. and Thackeray Dr.; Key Development Partners, LLC., Applicant.

Voice vote. Motion carried.

**ORDINANCE 14-082**

**APPROVING AMENDMENT TO SPECIAL USE PERMIT FOR PLANNED COMMERCIAL DEVELOPMENT WITH VARIANCES, FINAL PLAT OF SUBDIVISION AND FINAL DEVELOPMENT PLAN (COUNTRY AIRE PHASE 1 – HOME DEPOT OUTLOT)**

Motion Morelli, second Zarate to pass an ordinance approving an amendment to a Special Use Permit for a Planned Commercial Development with variances, Final Plat of Subdivision and Final Development Plan (Country Aire Phase 1 - Home Depot outlot).

The applicant, Key Development Partners, sought to create an outlot in front of Home Depot and improve it with a single use retail tenant. The tenant, The Vitamin Store, will occupy 3,000 sq. ft. of space. The newly created lot would consist of .758 acres and access would be thru the Home Depot parking lot. The applicant sought to amend the existing Special Use Permit for a Planned Commercial Development with four (4) associated variances, Final Development Plan and Final Plat of Subdivision. The Plan Commission reviewed the project and recommended approval.

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

Nay 0 - None

Absent 1 - Mayor Claar

Motion carried.

**PC 14-32**

**APPROVAL OF AN AMENDMENT TO A SPECIAL USE PERMIT FOR A PLANNED COMMERCIAL DEVELOPMENT WITH VARIANCES AND FINAL DEVELOPMENT PLAN – 760 S. WEBER ROAD, LOT 5 SHOPPES AT WEBER ROAD; DIPA PATEL, DUNKIN DONUTS, APPLICANT**

Motion Schanks, second Lawler to accept Plan Commission Report PC 14-32 for approval of an amendment to a Special Use Permit for a Planned Commercial Development with variances and Final Development Plan - 760 S. Weber Rd., Lot 5, Shoppes at Weber Road; Dipa Patel, Dunkin Donuts, Applicant.

Voice vote. Motion carried.

**ORDINANCE 14-083**

**APPROVING AMENDMENT TO SPECIAL USE PERMIT FOR PLANNED COMMERCIAL DEVELOPMENT WITH VARIANCES AND FINAL DEVELOPMENT PLAN – DUNKIN DONUTS (760 S. WEBER ROAD, LOT 5, SHOPPES AT WEBER ROAD)**

Motion Morales, second Zarate to pass an ordinance approving an amendment to a Special Use Permit for a Planned Commercial Development with variances and Final Development Plan - Dunkin Donuts (760 S. Weber Rd., Lot 5, Shoppes at Weber Road).

The applicant, Dipa Patel, purchased the remaining vacant land at the southwest corner of 115<sup>th</sup> and Weber. On Lot 5, the applicant would like to construct a 6,750 sq. ft. multi-tenant retail building which would be “anchored” by a Dunkin Donuts store. The “drive-thru” aspect of the restaurant would operate on a 24 hour basis, but the “sit down” portion will close at 10 p.m. nightly. The donut business would occupy 2,400 sq. ft. of the northerly end of the building. The applicant sought approval of an amendment to the Special Use Permit with three (3) associated variances and the Final Development Plan. The Plan Commission reviewed the project and recommended approval.

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

Nay 0 - None

Absent 1 - Mayor Claar

Motion carried.

**PC 14-33**

**APPROVAL OF AN AMENDMENT TO A SPECIAL USE PERMIT FOR A CARRY-OUT RESTAURANT WITH EXTENDED HOURS OF OPERATION – MARCO’S PIZZA, 693 W. BOUGHTON ROAD; YVONNE CHENAULT, FAMILY VIDEO, OWNER OF MARCO’S PIZZA; APPLICANT**

Motion Lawler, second Morales to accept Plan Commission Report PC 14-33 for approval of an amendment to a Special Use Permit for a carry-out restaurant with extended hours of operation - Marco's Pizza, 693 W. Boughton Road; Yvonne Chenault, Family Video, owner of Marco's Pizza, Applicant.

Voice vote. Motion carried.

**ORDINANCE 14-084**

**APPROVING AMENDMENT TO A SPECIAL USE PERMIT TO ALLOW A CARRY-OUT RESTAURANT WITH EXTENDED HOURS – MARCO’S PIZZA (693 W. BOUGHTON ROAD)**

Motion Morelli, second Zarate to pass an ordinance approving and amendment to a Special Use Permit to allow a carry-out restaurant with extended - Marco's Pizza (693 W. Boughton Rd.).

Family Video, located at 693 W. Boughton Road, proposed to reduce the size of their store (they also own the building) to create a 1,536 sq. ft. space on the west end of the building that would be occupied by Marco’s Pizza. The restaurant would provide “carry-out” pizza and would be open from 11:00 a.m. to 11:00 p.m. Sunday – Thursday and 11:00 a.m. – Midnight on Friday and Saturday. The Plan Commission reviewed the project and recommended approval.

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

Nay 0 - None

Absent 1 - Mayor Claar

Motion carried.

**PC 14-34**

**APPROVAL OF REZONING FROM B-2 COMMUNITY RETAIL TO I-1 LIMITED INDUSTRIAL - REMINGTON CROSSINGS LOTS 1, 6, 7 & 8; REMINGTON PARTNERS, LP, APPLICANT**

Motion Morales, second Zarate to accept Plan Commission Report PC 14-34 for approval of rezoning from B-2 Community Retail to I-1 Limited Industrial - Remington Crossings Lots 1, 6, 7 & 8; Remington Partners, LP, Applicant.

Voice vote. Motion carried.

**ORDINANCE 14-085**

**REZONING TERRITORY WITHIN THE VILLAGE B-2 COMMUNITY RETAIL TO I-1 LIMITED INDUSTRIAL – (LOTS 1, 6, 7 & 8 – REMINGTON CROSSINGS SUBDIVISION)**

Motion Lawler, second Zarate to pass an ordinance rezoning territory within the Village B-2 Community Retail to I-1 Limited Industrial - (Lots 1, 6, 7 & 8 - Remington Crossings Subdivision.

Remington Crossings Subdivision Lots 1, 6, 7 & 8 contain 23.65 acres of vacant property located west of Weber on either side of Remington Boulevard. Lots 2, 3, 4 & 5 front on Weber. All of the property was currently zoned B-2 Community Retail. The owner, Remington Weber Partners, requested to rezone the westerly lots to I-1 Limited Industrial. Properties to the north and west and south are zoned industrial. The Plan Commission reviewed the request and recommended approval.

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

Nay 0 - None

Absent 1 - Mayor Claar

Motion carried.

**ORDINANCE 14-086**

**APPROVING ELECTRICAL FENCE EXEMPTION SUBJECT TO CERTAIN CONDITIONS – ARROW TRUCK SALES, INC. (245 W. SOUTH FRONTAGE ROAD)**

Motion Schanks, second Morales to pass an ordinance approving an electrical fence exemption subject to certain conditions - Arrow Truck Sales, Inc. (245 W. South Frontage Road).

Arrow Truck Sales, located at 245 W. South Frontage Road, requested to add an electric wire component to their fencing for security purposes. The Municipal Code (Article 5 – Chapter 29, Section 5) contained a provision prohibiting electric fences. The property owner applied for an exemption from the Code. This ordinance allowed for the installation of the electric fence.

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

Nay 0 - None

Absent 1 - Mayor Claar

Motion carried.

**ORDINANCE 14-087**

**APPROVING AGREEMENT RE PARKING LANDBANKING – CARLOW CORPORATE CENTER (910 CARLOW DRIVE) (CARLOW NORTH LLC)**

Motion Lawler, second Morales to pass an ordinance approving an agreement regarding parking landbanking for Carlow Corporate Center - 910 Carlow Drive/Carlow North LLC.

Northern Builders was constructing Carlow XIV at 910 Carlow Drive, a 113,425 sq. ft. industrial building. Under the Development Code, this size building required 100 parking spaces. The owners would like to install seventy-five (75) and “landbank” fifty-five (55). Twenty-five (25) spaces were required by Code. If the user changed, or the Village required, the owner would be required to install the additional spaces. This ordinance approved the Landbanking Agreement.

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

Nay 0 - None

Absent 1 - Mayor Claar

Motion carried.

**ORDINANCE 14-088**

**APPROVING GRANT OF EASEMENT – ST. JAMES GATE TRAFFIC SIGNAL PROJECT (SOUTHWEST CORNER OF JOLIET ROAD AND ST. JAMES GATE)**

Motion Lawler, second Schanks to pass an ordinance approving a Grant of Easement for the St. James Gate Traffic Signal Project at the southwest corner of Joliet Rd. and St. James Gate.

The Village planned to install a traffic signal at the corner of Joliet Road and St. James Gate. This ordinance accepted a Grant of Easement for 1,449 sq. ft. from Ted Styrzula via his Land Trust for installation of traffic control equipment and completed the right-of-way so the project could commence.

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

Nay 0 - None

Absent 1 - Mayor Claar

Motion carried.

**ORDINANCE 14-089**

**AMENDING CHAPTER 13 OF THE MUNICIPAL CODE AND INCREASING CLASS “D-2” FROM ELEVEN (11) TO TWELVE (12) – TAMARI JAPANESE KITCHEN (TAMAGO JAPANESE KITCHEN, INC.)**

Motion Morelli, second Zarate to pass an ordinance amending Chapter 13 of the Municipal Code and increasing Class D-2 Liquor Licenses from eleven (11) to twelve (12) - Tamari Japanese Kitchen (Tamago Japanese Kitchen, Inc.)

Tamari Japanese Kitchen plans to open in the Promenade at 639 E. Boughton, Unit 105, (adjacent to Gordon Biersch) in December. The restaurant requested a Class D-2 Liquor License. This ordinance increased the number of Class “D-2” (full service liquor) licenses from eleven (11) to twelve (12) to reflect the new restaurant.

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

Nay 0 - None

Absent 1 - Mayor Claar

Motion carried.

**ORDINANCE 14-090**

**AMENDING CHAPTER 13 OF THE MUNICIPAL CODE AND DECREASING CLASS “C-6” FROM ONE (1) TO ZERO (0) AND INCREASING CLASS “D-2” FROM TWELVE (12) TO THIRTEEN (13) - THE BEER MARKET (TBM PROMENADE, LLC)**

Motion Lawler, second Morales to pass an ordinance amending Chapter 13 and decreasing Class C-6 from one (1) to zero (0) and increasing Class D-2 from twelve (12) to thirteen (13) - The Beer Market (TBM Promenade, LLC).

The Beer Market, located at 641 E. Boughton, Unit 110, in the Promenade requested to change their license from a Class “C-6” (beer and wine) to a Class “D-2” (full service liquor) license. This ordinance decreased the number of Class “C-6” licenses from one (1) to zero (0) and increased the number of Class “D-2” (full service liquor) licenses from twelve (12) to thirteen (13).

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

Nay 0 - None

Absent 1 - Mayor Claar

Motion carried.

**PUBLIC COMMENTS**

None

**TRUSTEE COMMENTS**

Trustee Zarate gave information regarding the meetings that was held with Pace Suburban Bus to increase service in Bolingbrook. A survey assessment was provided to Bolingbrook residents to determine the need for additional routes or service from Pace Bus. Trustee Zarate encouraged residents to take to survey – just click on the link on the Bolingbrook website and Facebook page. She commented on the success of the "Take Back the Night" event on Thursday, October 16th, held at the Levy Center and sponsored by Citizens Against Abuse.

Deputy Mayor Brown wished Lindsey a speedy birth of her first baby – a little girl to be named "Samantha Joy". He added that he needed Mayor Claar to hurry back to Bolingbrook and help take care of the Village. The Mayor is in California awaiting the birth of his first grandchild.

Trustee Morelli wished Lindsey and Trevor a safe delivery of their first child and Roger and Pat's first granddaughter.

Trustee Schanks gave details on dates and time for Early Voting to be held prior to the Tuesday, November 4<sup>th</sup> General Election.

Trustee Morales gave information about First Presbyterian Church Used Book Sale on Saturday, October 25th from 8:00 a.m. to 12 noon. He then gave details about the Bolingbrook Park Districts 29th Annual Holiday Craft Show on Saturday, November 8th at the Annerino Center from 9:00 a.m. to 3:00 p.m. He also congratulated Trustee Morelli on the birth of his first granddaughter "Giana Marie".

Trustee Lawler informed residents that the "Spirit of Halloween" house decoration judging by the Beautification Commission will take place this weekend on Oct. 24th, 25th & 26th. Those who put up decorations outside should remember to have their lights on those evenings. He also gave residents the Trick-or-Treat hours in the Village and gave a few tips on Halloween safety. He also gave information about an adult Halloween party, "Sauces and Spirits", at McQ's on Saturday, October 25<sup>th</sup> which is sponsored by the Valley View Educational Enrichment Foundation.

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**EXECUTIVE SESSION**

None

**ADJOURNMENT**

Motion Schanks, second Zarate to adjourn the meeting.

Voice vote. Motion carried and meeting adjourned at 9:25 p.m.

ATTEST:

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Roger C. Claar  
MAYOR

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Carol S. Penning, CMC  
VILLAGE CLERK