

**MINUTES FOR THE REGULAR MEETING OF THE MAYOR AND BOARD  
OF TRUSTEES OF THE VILLAGE OF BOLINGBROOK – SEPTEMBER 13, 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., September 13, 2016, in Bolingbrook, Illinois, by Mayor Roger C. Claar.

**PLEDGE OF ALLEGIANCE**

Mayor Claar requested all Veterans in attendance 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, Joseph B. Morelli and Maria A. Zarate

Absent: Patricia E. Schanks

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 Zarate to approve the minutes of the regular meeting of August 16, 2016, Village Board meeting as submitted by the Village Clerk.

Voice vote. Motion carried.

**APPROVAL OF AGENDA/ADDITIONS**

Village Attorney, Jim Boan, requested that the Agenda be amended by removing Justin Gist from #E(1)b.1. which was on the list of new Police Officers to be sworn-in at the meeting. Justin Gist had declined the position.

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

Voice vote. Motion carried.

## **APPROVAL OF APPOINTMENTS/REAPPOINTMENTS**

Motion Brown, second Zarate to approve the appointments/reappointments of the following commission:

Civic & Cultural Affairs Commission: Jamie Gwin and Ravish Patel

Voice vote. Motion carried.

## **PROCLAMATIONS**

**POW/MIA RECOGNITION DAY, September 16, 2016:** Mayor Claar proclaimed September 16th as POW/MIA RECOGNITION DAY in Bolingbrook and urged all residents to recognize and support the efforts to determine the fate of those missing Americans. John Davin - National Console of Men for VFW State of Illinois, Bob Adame - Commander of VFW Bolingbrook Post 5917, and Larry Shaver - Commander of American Legion Bolingbrook Post 1288 accepted the proclamation.

**CHAMBER OF COMMERCE WEEK, September 12th through September 16th, 2016:** Mayor Claar proclaimed the week of September 12th through September 16th as CHAMBER OF COMMERCE WEEK in Bolingbrook and noted that the Chamber worked to advance the civic, economic, industrial, professional and cultural life of the Village of Bolingbrook. Kevin O'Keefe - Executive Director of the Bolingbrook Chamber of Commerce, Melissa Infusino - Manager Membership Services & Events, Saba Rashid, Office Manager and Tom Althoff - Membership Development accepted the proclamation.

**HELP THE KNIGHTS OF COLUMBUS CITIZENS WITH INTELLECTUAL DISABILITIES, September 16th, 17th and 18th, 2016:** Mayor Claar proclaimed September 16th, 17th and 18th as HELP THE KNIGHTS OF COLUMBUS CITIZENS WITH INTELLECTUAL DISABILITIES DAYS in Bolingbrook and urged all citizens to be aware of the special fundraising efforts and to cooperate with the campaign. Bill Rohlsen, Grand Knight/St. Francis of Assisi and Mike Enos, Grand Knight/St. Dominic accepted the proclamation.

**CITIZENS WITH DISABILITIES WEEK, September 18th through September 24th, 2016:** Mayor Claar proclaimed September 18th through September 24th CITIZENS WITH DISABILITIES WEEK in Bolingbrook. The Coalition of Citizens with Disabilities (CCDI) provided the disabled and elderly community with an identity and a forum to express their concerns and have a voice on local, state and national levels in the affairs of their community. Edward Bannister, CCDI in Illinois Board Member, accepted the proclamation. Edward recognized individuals that help with this great cause. (Read after the 2016 July Landscape Awards.)

**PEOPLE WITH DISABILITIES VOTER REGISTRATION WEEK, September 18th through September 24th, 2016:** Mayor Claar proclaimed the week of September 18th through September 24th as PEOPLE WITH DISABILITIES VOTER REGISTRATION WEEK in Bolingbrook and confirmed that all qualified citizens with disabilities register to vote and exercise their right to vote in every election. Pam Heavens - Executive Director/Will-Grundy Center for Independent Living and Tabitha Boshears - Development Associate accepted the proclamation.

## SWEARING IN

Police Department: Nora Sobotka was sworn-in as a Police Officer (Badge #1209)  
Anthony Gomez de la Casa was sworn-in as a Police Officer (Badge #1210)

Fire Department: Dakota Ibrahim was sworn-in as a Firefighter

Public Safety Director Tom Ross, Trinidad Garza - Deputy Fire Chief, and members of the Fire & Police Board that attended the ceremony were: Barbara Provo - Chair, Major Jones - Vice-Chair, Sandra Baldassano, Maurice Binns, II, Prem Lalvani, Ray Macri and Gretchen Schroeter.

## COMMISSION APPOINTMENTS/REAPPOINTMENTS

Civic & Cultural Affairs Commission: Jamie Gwin and Ravish Patel were sworn-in as new commissioners.

## PRESENTATIONS

BEAUTIFICATION COMMISSION HOME LANDSCAPE AWARDS FOR JULY 2016: Mayor Claar and Phyllis Ann Ruggiero - Chair, Barbara Ann Parker - Vice-Chair and commission members John Ruggiero, Roy Herman and Gloria Kolbusz announced the winners as follows:

<u>LAST NAME</u>	<u>FIRST NAME</u>	<u>ADDRESS</u>
Borrowdale	Orville & Patricia	325 Everington Ct.
Chentorychi	Henry	371 Tarrington Way
*Dowjotas	Tim & Leeann	549 N. Ashbury Ave.
Espinosa	Saul	227 Monterey Dr.
Flores/Mors	Ismail/Yolanda	455 Rothbury Dr.
Froeming	Gerald & Carol	217 Edinburgh Ct.
Galicia	Edgar & Alicia	400 Rockhurst Rd.
*Galvez	Jose & Bertha	652 Melissa Dr.
Gonzales	Martin	133 Vernon Dr.
Hernandez, Jose	Calderon, Edid	208 Verono Dr.
Jones	Alfanzo	273 Seabury Rd.
*Kahl	Joan	611 Derbyshire Ln.
*Knowles	Karl & Janice	219 Hampshire Ln.
*Lazzara	Gerald & Judith	719 Westchester Ln.
*Locascio	Michael & Elizabeth	414 Plainview Dr.
Lorenz	Edward & Mary	1018 Bothwell Ct.
*Mohrman	Ross & Tammy	1145 Collingwood Ln.
Miller	Fran	329 Round Hill Ct.
Murray	Dennis & Denise	640 Cambridge Way
*O'Loughlin	Edward & Adriana	1071 N. Ashbury Ave.
Ostrowski	Steven & Sharon	526 Hampshire Ln.
*Panicker	James & Chandy Ann	1205 Washington St.
Patel	Ritchie & Marilyn	346 Clubhouse St.
Perez	Maria	1499 Misty Ln.
Peters	Gerald & Betty	316 Falconridge Way
Prock	Frances & Susan	1913 Eisenhower Ln.
Radford	James & Debra	153 S. Orchard Dr.
Raymond, Brian	Phillips, Stacey	1917 Eisenhower Ln.

Rehor  
Ruiz, Aquilino  
\*Schwartz  
Toth  
\*Tunt  
Vogt, Robert  
White  
Zinn

Tim & Mira  
Gonzales, Elvida  
Edward & Melissa  
Ervin & Joan  
Tim & Joann  
Niemi, Kathleen  
Mary & Benny, Jr  
Raymond

427 Cardinal Ln.  
209 Monterey Dr.  
190 Clifton Ln.  
305 Sulgrave Ct.  
1900 Eisenhower Ln.  
304 Scotts Ct.  
464 Nassau Ave.  
136 Monticello Cr

\*Attended the Board meeting.



PLAQUE & YARD SIGN WINNER  
GERALD & CAROL FROEMING 217 EDINBURGH CT.



### BILL APPROVAL

Motion Morales, second Zarate to approve expenditures submitted as Bill Listing A - Payables in the amount of \$917,811.20 and Bill Listing B - Pre-pays in the amount of \$587,548.13 totaling \$1,505,359.33. (Copies were made available in the Finance Dept. and Clerk's Office.)

ROLL CALL:        Yea     5    Brown, Lawler, Morales, Morelli, Zarate  
                      Nay     0    None  
                      Absent 1    Schanks

Motion carried.

### TAX RECEIPTS

1. May, 2016 State Income Tax - \$682,672.60 (May, 2015 State Income Tax - \$770,587.15) – a 11.4% Decrease
2. June, 2016 Sales Tax - \$2,615,985.75 (June, 2015 Sales Tax - \$2,596,664.47) – a .7% Increase
3. June, 2016 Motor Fuel Tax - \$167,851.42 (June, 2015 Motor Fuel Tax - \$185,068.00) – a 9.3% Decrease

### MOTIONS

#### MOTION TO ACCEPT LOW BID FROM "D" CONSTRUCTION, INC. IN THE AMOUNT OF \$158,108.45 FOR THE 2016 BLOCK GRANT STREET RESURFACING PROGRAM

Motion Morelli, second Zarate to accept a motion to accept the low bid from "D" Construction, Inc., in the amount of \$158,108.45 for the Block Grant Street Resurfacing Program.

This motion accepted the low bid from "D" Construction for the CDBG Street Resurfacing project. Two (2) bids were received and the low bid was \$158,108.45. Portions of Pontiac, Seneca Way, Seneca Court, Pueblo, Shawnee Drive and Kedvale Court were included for resurfacing. The budgeted amount was \$224,040.00 placing the bid \$65,931.55 under budget.

ROLL CALL:        Yea     5    Brown, Lawler, Morales, Morelli, Zarate  
                      Nay     0    None  
                      Absent 1    Schanks

Motion carried.

**MOTION TO REJECT ALL BIDS FOR BOLINGBROOK FIRE STATION #3 (ROOF REMODEL AND REPAIR)**

Motion Morales, second Lawler to accept a motion to reject all bids for Bolingbrook Fire Station #3 (roof remodel and repair).

This motion rejected all bids for the roof repair and remodel for Fire Station #3. The estimate from the architect was \$280,764. The lowest bid was \$366,311 or 30% over the estimate. The staff was going to discuss the cost with the bidder and looking into some "value engineering" to see if the cost could be reduced. The project was to be rebid at a future date.

ROLL CALL:        Yea     5   Brown, Lawler, Morales, Morelli, Zarate  
                      Nay     0   None  
                      Absent 1   Schanks

Motion carried.

**MOTION TO ACCEPT LOW BID FROM PERFORMANCE CONSTRUCTION & ENGINEERING IN THE AMOUNT OF \$238,832.00 FOR THE 2016 STORMWATER AND SITE IMPROVEMENTS, BOLINGBROOK FIREHOUSE NO. 3**

Motion Brown, second Zarate to accept a motion to accept the low bid from Performance Construction & Engineering in the amount of \$238,832 for the 2016 Stormwater and Site Improvements at Bolingbrook Firehouse #3.

This motion accepted the low bid for stormwater and site improvements at Fire Station #3. Four (4) bid packets were sent out and two (2) bids were received. The low bid was from "Performance Construction and Engineering" in the amount of \$238,832, which was \$38,918 under the budget of \$277,750. Fire Station #3 had experienced water infiltration and moisture problems for years. This contract was intended to divert and drain subsurface water from around the building.

ROLL CALL:        Yea     5   Brown, Lawler, Morales, Morelli, Zarate  
                      Nay     0   None  
                      Absent 1   Schanks

Motion carried.

**RESOLUTIONS**

**RESOLUTION 16R-041**  
**APPROVING PROPOSAL FOR REMOVAL OF EMERALD ASH BORER INFECTED TREES – HOMER TREE CARE, INC.**

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

This resolution increased the budget for the removal of Ash trees infected with the Emerald Ash Borer by \$150,000. As of September 1st, the Village had removed 9,264 trees, leaving approximately 1,900 left. Also, as of September 1st, the Village had spent \$2,500,000 for tree removal. The Public Services Committee reviewed the proposal and recommended approval.

ROLL CALL:        Yea     5   Brown, Lawler, Morales, Morelli, Zarate  
                      Nay     0   None  
                      Absent 1   Schanks

Motion carried.

**RESOLUTION 16R-042**

**APPROVING PURCHASE OF REPLACEMENT BRUSH CHIPPER FROM ALEXANDER EQUIPMENT COMPANY, INC.**

Motion Brown, second Zarate to adopt a resolution approving the purchase of a replacement brush chipper from Alexander Equipment Company, Inc.

This resolution authorized the purchase of a Morbark M18R Wood/Brush Chipper through the National Joint Power Alliance from Alexander Equipment. The net cost was \$70,100.00, which was \$3,100 over the budgeted amount of \$67,000. This purchase replaced a seventeen (17) year old chipper which was traded in. The Village received a \$8,500 credit for the old equipment. Full price, before trade in, was \$78,600. The Public Services Committee reviewed the purchase and recommended approval.

ROLL CALL:        Yea     5   Brown, Lawler, Morales, Morelli, Zarate  
                      Nay     0   None  
                      Absent 1   Schanks

Motion carried.

**RESOLUTION 16R-043**

**APPROVING PURCHASE OF REPLACEMENT CHIPPER TRUCK FROM CURRIE MOTORS FRANKFORT INC.**

Motion Morales, second Lawler to adopt a resolution approving the purchase of a replacement chipper truck from Currie Motors Frankfort Inc.

This resolution approved the purchase of a replacement dump truck. The chassis purchase was from Currie Motors Frankfort Inc. through the Suburban Purchasing Cooperative. The dump body and box were being provided from Monroe Equipment. The new truck would replace a 2004 truck with 64,000 miles and mechanical problems. The chassis cost was \$51,554 and the dump body is \$26,081. Total cost was \$77,635. The Public Services Committee reviewed the purchase and recommended approval.

ROLL CALL:        Yea     5   Brown, Lawler, Morales, Morelli, Zarate  
                      Nay     0   None  
                      Absent 1   Schanks

Motion carried.

**ORDINANCES**

**PC 16.24**

**APPROVAL OF A SPECIAL USE PERMIT FOR A PLANNED DEVELOPMENT WITH VARIANCES AND FINAL DEVELOPMENT PLAN, BEST BUY, 1500 REMINGTON BOULEVARD; NORTHERN BUILDERS, INC., APPLICANT**

Motion Lawler, second Zarate to accept Plan Commission Report PC 16.24 for approval of a Special Use Permit for a Planned Development with variances and Final Development Plan for Best Buy, 1500 Remington Blvd.; Northern Builders, Inc., Applicant.

Voice vote. Motion carried.

**ORDINANCE 16-077**

**APPROVING SPECIAL USE PERMIT FOR A PLANNED DEVELOPMENT WITH VARIANCES AND FINAL DEVELOPMENT PLAN (BEST BUY) – 1500 REMINGTON BOULEVARD**

Motion Morelli, second Zarate to pass an ordinance approving Special Use Permit for a Planned Development with variances and Final Development Plan for Best Buy at 1500 Remington Blvd.

This ordinance approved a Special Use Permit for a Planned Development with variances and Final Development Plan. Northern Builders recently annexed the Mary Kelley property east of Kings Road. Their first building was a 615,000 sq. ft. distribution center being built for Best Buy. In order to construct the building, five (5) variances were needed along with plan approval. This ordinance approved the plan and variances. The Plan Commission reviewed the Special Use and recommended approval.

ROLL CALL:        Yea     5    Brown, Lawler, Morales, Morelli, Zarate  
                      Nay     0    None  
                      Absent 1    Schanks

Motion carried.

**PC 16.25**

**APPROVAL OF A SPECIAL USE PERMIT FOR A PLANNED DEVELOPMENT WITH VARIANCES, TONY'S FRESH MARKET, 271 S. BOLINGBROOK DRIVE; ROB WHITEHEAD, OLYMPIC SIGNS, APPLICANT**

Motion Brown, second Lawler to accept Plan Commission Report PC 16.25 for approval of a Special Use Permit for a Planned Development with variances for Tony's Fresh Market, 271 S. Bolingbrook Dr.: Rob Whitehead, Olympic Signs, Applicant.

Voice vote. Motion carried.

**ORDINANCE 16-078**

**APPROVING SPECIAL USE PERMIT FOR A PLANNED DEVELOPMENT WITH VARIANCES (TONY'S FRESH MARKET) - 271 S. BOLINGBROOK DRIVE**

Motion Morales, second Lawler to pass an ordinance approving a Special Use Permit for a Planned Development with variances for Tony's Fresh Market at 271 S. Bolingbrook Dr.

Tony's Fresh Market recently purchased the Pheasant Hill Shopping Center (including the former Food-for-Less) space. As part of their renovations to the grocery store, the applicant, in addition to the existing monument sign located at the entrance on the north end, would like to install a twenty-five (25) foot tall pole sign with an LED Message Board 500 feet south of the existing sign along Rt. 53 for a second sign. The Sign Code only allowed a single monument sign. This ordinance approved the requested sign variance. The Plan Commission reviewed the Special Use and recommended approval. The store hoped to be open sometime in the first two (2) weeks of October.

Trustee Lawler added that Tony's Fresh Market would be having a Job Fair this weekend.

ROLL CALL:           Yea     5   Brown, Lawler, Morales, Morelli, Zarate  
                          Nay     0   None  
                          Absent 1   Schanks

Motion carried.

**PC 16.26**

**APPROVAL OF A SPECIAL USE PERMIT FOR A COMMERCIAL RECREATION FACILITY, HOUR ESCAPE ROOM, 562 W. BOUGHTON ROAD; ED LAMB, HOUR ESCAPE ROOM, APPLICANT**

Motion Morales, second Zarate to accept Plan Commission Report 16.26 for approval of a Special Use Permit for a Commercial Recreation Facility hOUR Escape Room at 526 W. Boughton Rd.; Ed Lamb, hOUR Escape Room, Applicant.

Voice vote. Motion carried.

**ORDINANCE 16-079**

**APPROVING SPECIAL USE PERMIT FOR A COMMERCIAL RECREATION FACILITY (HOUR ESCAPE ROOM) – 562 W. BOUGHTON ROAD**

Motion Morelli, second Zarate to pass an ordinance approving a Special Use Permit for a Commercial Recreation Facility at hOUR Escape Room at 562 W. Boughton Rd.

Ed Lamb, the applicant, sought approval of a Special Use Permit for hOUR Escape Room. The commercial recreation facility focuses on team building exercises. The business would like to occupy 1,886 sq. ft. in the Oak Square Shopping Plaza located west of Schmidt Road. The property is zoned B-2 Community Retail. To locate a non-sales tax generating business in a commercial business district requires a Special Use Permit. This ordinance approved the Special Use Permit. The Plan Commission reviewed the request and recommended approval.

ROLL CALL:           Yea     5   Brown, Lawler, Morales, Morelli, Zarate  
                          Nay     0   None  
                          Absent 1   Schanks

Motion carried.



**ORDINANCE 16-080**

**AMENDING CERTAIN PROVISIONS OF CHAPTER 19 OF THE VILLAGE CODE OF THE VILLAGE OF BOLINGBROOK WITH RESPECT TO POSSESSION OF CANNABIS AND POSSESSION OF DRUG PARAPHERNALIA**

Motion Morelli, second Zarate to pass an ordinance amending certain provisions of Chapter 19 of the Bolingbrook Village Code with respect to possession of cannabis and possession of drug paraphernalia.

On July 29, 2016, Governor Rauner signed Public Act 099-0697 revising the penalty for marijuana possession. Possession of cannabis under 10 grams, along with some paraphernalia, has been decriminalized and made a "civil" law violation. This ordinance made possession of all amounts of cannabis an Ordinance violation subject to a \$750 fine or community service of not less than 30 days. The sale or possession of paraphernalia carried a \$1,000 fine. This ordinance was effective immediately.

Tom Ross, Director of Public Services, added that the State law mandates that these low level drug violations would only be kept on file for six (6) months and then purged from the record. Therefore, many municipalities are adopting ordinances that enable police officers to issue tickets for possession of small amounts of marijuana. Also, the fine for selling drug paraphernalia in tobacco shops was increased.

ROLL CALL:        Yea     5    Brown, Lawler, Morales, Morelli, Zarate  
                      Nay     0    None  
                      Absent 1    Schanks

Motion carried.

**PUBLIC COMMENTS**

None

**TRUSTEES' COMMENTS AND REPORTS**

Trustee Lawler gave details on the last Summer Concert this summer behind Village Hall at the Performing Arts Center from 7:30 p.m. to 9:00 p.m. The entertainment scheduled to perform will be the band, "7th Heaven". He also gave information about the new Village of Bolingbrook App now available in App Stores to download on your cell phone or iPad/notebook.

Trustee Morales gave details on the Rainbow Council Boy Scout "Recruitment Drive" being held Thursday, September 15th at all local Elementary Schools from 6:00 p.m. to 8:00 p.m.

Trustee Brown gave information about the 2nd Annual Veterans Appreciation Day on Saturday, September 17th from 2:00 p.m. to 10:30 p.m. at Bolingbrook Village Hall. He also talked about how successful the Joyfest event was and thanked Sheldon Watts for all of his work on making the day so wonderful. He also thanked Maurice Binns for his help securing the wonderful talent that participated in this year's Joyfest.

Trustee Morelli announced that the Bolingbrook High School Homecoming Game would be played this weekend. He also noted that the Bolingbrook Trojans (youth football league) Homecoming game was this weekend. They invited vendors and sponsors to attend for \$25 per site and promote their product or business.

Trustee Zarate gave details on the 6th Annual "Day of the Immigrant" being held on Saturday, September 24th from 2:00 p.m. to 11:00 p.m. at the Bolingbrook Performing Arts Center behind Village Hall.

Mayor Claar wished Trustees Lawler and Schanks a Happy Birthday. Trustee Schanks could not attend the meeting due to illness. He also mentioned the upcoming visit by Donald Trump, Republican Candidate for President, to Bolingbrook and issued a "Statement of Diversity" to the audience and residents of Bolingbrook. (See statement attached.)

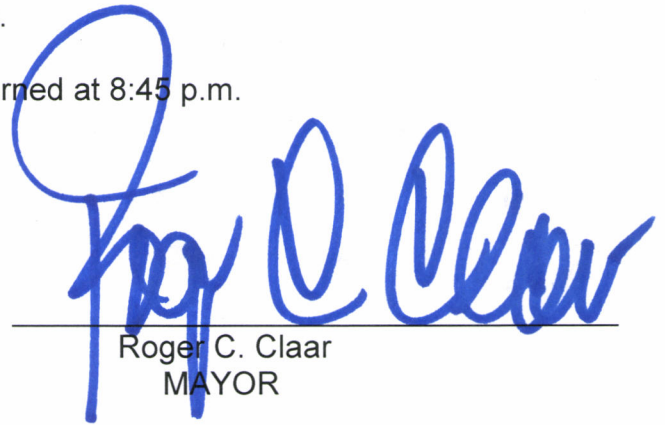
EXECUTIVE SESSION

None

ADJOURNMENT

Motion Brown, second Zarate to adjourn the meeting.

Voice vote. Motion carried and meeting adjourned at 8:45 p.m.



Roger C. Claar  
MAYOR

ATTEST:



Carol S. Penning, CMC  
VILLAGE CLERK

**DIVERSITY STATEMENT**  
**GIVEN BY MAYOR ROGER C. CLAAR AT THE**  
**9/13/16 VILLAGE BOARD MEETING**

Bolingbrook, in its 51<sup>st</sup> year of incorporation, with a population of over 76,000 people, has always maintained a sense of community pride for its diversity.

That diversity is not just limited to our residents, but also includes our schools, public and private, our churches, including two mosques, our business community including both retail and manufacturing, office and distribution, and our housing and most importantly, our freedom to express ourselves and our political thoughts and positions on issues of local, national and regional interests.

We also believe strongly in the first amendment and the right to free expression and the right to assemble.

As mayor, during my administration, there never has been, there will not be, or ever be, an attempt to censor anyone's views.

Our community is rated 100% for our transparency; for the diversity in the balance on our Boards and Commissions, the 35 year history of public broadcast of council meetings and, personally, I'm proud of the open door policy I have maintained for 30 years.

This statement, of course, is being prepared for the anticipated visit of one of the two primary presidential candidates.

In the past, we have hosted other prominent officials including Presidents Ronald Reagan and George H. W. Bush, Senator Obama, Senator Durbin, Rudy Giuliani and former Secretary of State Condoleezza Rice. All of whom were equally welcomed!

We will continue to welcome everyone and will continue to give our residents an opportunity to participate in history and the elective process.