



AGENDA

REGULAR VILLAGE BOARD MEETING

July 16, 2019

5:00 PM

1. CALL TO ORDER

2. PLEDGE OF ALLEGIANCE

3. APPROVAL OF MINUTES OF JUNE 18, 2019

4. MAYOR & BOARD OF TRUSTEES' REPORT

5. ACCOUNTS PAYABLE WARRANT: JUNE 30, 2019 \$ 5,704,585.45
JULY 16, 2019 \$ 1,130,990.74

6. CONSENT AGENDA

- a. Consideration of a request from the Prairie Lake School, located at 404 E. Devon Ave., to waive FY 2019-20 business license fees in the amount of \$100.

(The Prairie Lake School is seeking a waiver of FY 2019-20 business license fees related to the school's resale of food.

(It has been past practice of the Village Board to grant fee waivers for governmental and non-profit organizations.

(A report from the Director of Finance, recommending approval, is attached.)

- b. Consideration of a request from the Prince of Peace United Methodist Church, located at 1400 Arlington Heights Road to waive business license fees for the annual Pumpkin Patch and PumpkinFest in the amount of \$300.

(Prince of Peace United Methodist Church is requesting a waiver for a general retail license fee (\$100) for its Annual Pumpkin Patch event to be held from October 3, 2019 through October 31, 2019, as well as a temporary food caterers license fee (\$100), and a one-day carnival license fee (\$100) for its Annual PumpkinFest to be held on October 13, 2019.

(It has been past practice of the Village Board to grant fee waivers for governmental and non-profit organizations.

(The Director of Finance recommends approval.)

- c. Consideration of a request from St. Julian Eymard Catholic Church, 601 Biesterfield Road, to waive permit fees for the replacement of a HVAC rooftop unit in the amount of \$340.

(It has been past practice of the Village Board to grant fee waivers for governmental and non-profit organizations.

(The Director of Community Development recommends approval.)

- d. Consideration of a request from Sterling Education D/B/A Prairie Lake School, 408 E Devon Avenue, to waive permit fees for site work in the amount of \$1,317.

(It has been past practice of the Village Board to grant fee waivers for governmental and non-profit organizations.

(The Director of Community Development recommends approval.)

- e. Consideration of a request from AMITA Health Alexian Brothers Medical Center to waive permit fees in the amount of \$12,255 for the following:

- Parking lot resurfacing at 800 Biesterfield Road in the amount of \$5,577;
- Parking lot resurfacing at 935 Beisner Road in the amount of \$6,678.

(It has been past practice of the Village Board to grant fee waivers for governmental and non-profit organizations.

(The Director of Community Development recommends approval.)

- f. Consideration of a request from School District 54 to waive permit fees for site work at Adolph Link Elementary School, 900 W Glenn Trail in the amount of \$13,573.

(It has been past practice of the Village Board to grant fee waivers for governmental and non-profit organizations.

(The Director of Community Development recommends approval.)

- g. Consideration to award a two-year, professional services contract to Altura Communication Solutions of Downers Grove, IL for support of the Village's Avaya phone system and ancillary programs at an annual cost not to exceed \$27,434.

(With the help of Altura Communication Solutions, the Village of Elk Grove implemented our Avaya telephone system and ancillary programs back in 2006.

(Vendor partner technical support of the system is critical as our internal staff has neither the knowledge nor expertise to support the system's more advanced functions.

(Information Technology staff and the Village's phone consultant determined that Altura Communication Solutions provided the most responsible and responsive proposal.

(The Director of Information Technology recommends approval.)

- h. Consideration to waive formal bidding requirements and concur with the emergency authorization by the Village Manager to award a professional service contract to John Neri Construction Co, Inc. of Addison, IL to provide an emergency pipe and valve repair on Busse Rd in the amount of \$65,750 from the Water & Sewer Fund.

(Proposals were requested from three contractors to provide emergency pipe and valve repairs on Busse Road.

(Due to the complexity of this repair, the Village decided it would be best to have an outside contractor who specializes in underground utilities perform the work.

(The lowest responsive and responsible quote was received from John Neri Construction Co, Inc. of Addison, IL.

(Adequate funds are available in the Water & Sewer Fund.

(The Director of Public Works recommends approval.)

- i. Consideration to award a purchase through the HP NASPO Value Point contract to Heartland Business Systems of Little Chute, WI for the purchase of fifteen (15) Getac Fully Rugged Tablets and related accessories for our Fire Department vehicles in an amount not to exceed \$70,393.76.

(The Fire Department's current year budget contains funding to replace the laptops in their vehicles in anticipation of Microsoft discontinuing support for the Windows 7 operating system in January 2020.

(After much research, field testing of a demonstration Getac tablet was conducted during April-May, 2019 to ensure it would accommodate the Department's current and future demands.

(The Getac A140 Fully Rugged tablets are available through HP NASPO Value Point contract MNNVP-133.

(The Fire Chief recommends approval of this request.)

- j. Consideration to concur with prior Village Board authorization and award a professional services contract to HR Green of McHenry, IL for engineering/bidding services, construction observation and project management services related to the demolition and restoration of the former Motel 6 located at 1601 Oakton Street in an amount not to exceed \$78,820 from the Busse/Elmhurst TIF.

(HR Green, Inc. submitted a proposal to provide the necessary engineering/bidding, construction observation and project management services for the demolition and site restoration of the former Motel 6 site located at 1601 Oakton Street.

(HR Green, Inc. has successfully provided consulting services to the Village for the construction management of the two new fire stations, two Public Works facilities, the Beisner Road R.O.W. Storm Sewer Replacement, Higgins Road watermain extension, as well as several other projects.

(Additionally, HR Green is providing similar services related to the former Elk Grove Hotel site located across the street from this site.

(The Deputy Village Manager recommends approval.)

- k. Consideration to increase a professional services contract to Patrick Engineering Inc. of Lisle, IL for design engineering of a multi-user path and sidewalk widening project along Biesterfield Road from David Lane to Michigan Lane in the amount of \$91,842 for a total contract amount of \$229,878 from the Capital Projects Fund.

(A professional service contract was awarded to Patrick Engineering Inc. of Lisle, IL for replacement of the existing street name signs with LED illuminated street name sign and ADA accommodations along Meacham Road.

(Staff solicited a proposal from Patrick Engineering to add design-engineering services for sidewalk improvements along Biesterfield Road.

(The first location is the widening of the existing 4-foot sidewalk to an 8-foot wide multi-user path on the north side of Biesterfield Road from Home Avenue to Michigan Lane.

(The second location is widening and relocating the existing 4-foot sidewalk on the south side of Biesterfield Road from David Lane to West Glenn Trail.

(Adequate funds are available in the Capital Project Fund.

(The Director of Public Works has recommended approval.)

- l. Consideration of a request from Meet Chicago Northwest Convention Bureau for payment of annual dues for FY 2019-20 in the amount of \$107,999.75.

(The annual dues rate is based on 10% of the 4% hotel/motel taxes collected.

(The Village collected \$1,619,996 in hotel/motel tax revenues in FY 2018-19, an increase of \$56,230 or 3.5% from the prior year.

(Compared to last year, this year's distribution to the Meet Chicago Northwest increased by \$3,748.67.)

- m. Consideration to award a professional service contract to the lowest responsive and responsible bidder Water Well Solutions, of Elburn, IL for the Well House Number 8 Rehabilitation project in the amount of \$194,956 from the Water & Sewer Fund.

(On Wednesday, July 3, 2019 the Village opened sealed bids for Well House Number 8 Rehabilitation project.

(A total of four (4) contractors obtained contract documents, with three (3) submitting bids.

(The lowest bid was received from Midwest Well Services, Inc. of Waupun, WI.

(Midwest Well Services submitted a bid without a signed copy of Addendum #1.

(The Addendum was issued during the bid proposal process and its inclusion was explicitly called out as a requirement of a complete bid.

(The Village's consultant, Engineering Enterprises, who created the Well House Number 8 Rehabilitation project bid specifications recommended disqualifying Midwest Well Services, Inc. bid and award the lowest and most responsible bidder, Water Well Solutions of Elmhurst, IL.

(Adequate funds are available in the Water/Sewer Fund.

(The Director of Public Works recommends approval.)

- n. Consideration to award a purchase contract through the Suburban Purchasing Cooperative (SPC) Joint Purchasing Contract to Standard Equipment Company of Chicago, IL for the purchase of a Vactor 2100i combination sewer cleaning truck in an amount not to exceed \$400,000 from the Water & Sewer Fund.

(In the FY19 budget, funds were allocated to replace unit 829, a 2002 Vactor Sewer Cleaner, due to age, engine hours and excessive repair costs.

(The Department held equipment demonstrations for three trucks that are available from joint purchasing contracts the Village utilizes. After evaluating each truck, and considering feedback from operators, staff finds the Vactor truck meets or exceeds the necessary requirements.

(The Vactor 2100i combination truck is available through the Suburban Purchasing Cooperative (SPC) Joint Purchasing Contract to Standard Equipment Company of Chicago, IL. Total cost with all required equipment, minus the trade-in of the Village's existing unit, is \$400,000. Sufficient funds are available in the Water/Sewer fund.

(The Director of Public Works recommends approval.)

- o. Consideration to increase a professional service contract with Civiltech Engineering, Inc. for the I-290/IL Route 53 & Biesterfield Interchange Improvement Phase I Engineering Tier Two by \$603,929 for a total contract amount of \$780,148 from the Capital Projects Fund.

(A proposal was solicited from Civiltech Engineering, Inc. of Itasca, IL for Phase I Engineering Services the I-290/IL Route 53 and Biesterfield Road Interchange Improvement project.

(The Phase I Study will be broken into a two-tier approach.

(The goal of the first tier is to further develop and evaluate the conceptual plan based on a topographic survey of the area to identify potential impacts to the Forest Preserve.

(In addition, a full traffic study and structural inspection of the existing bridge will be performed to identify the full scope of the project before advancing into the full environmental impact study and plan development.

(Civiltech Engineering, Inc. has successfully completed design of various transportation improvements throughout not only the Village but also northern Illinois and are qualified to perform the proposed scope of services.

(The Director of Public Works has recommended approval.)

- p. Consideration to award a contract to the lowest responsive and responsible bidder, Arrow Road Construction of Elk Grove Village, IL for the 2019 Residential Street Rehabilitation Project in the amount of \$615,788.97 from the General Fund.

(On Tuesday, July 2, 2019, the Village opened sealed bids for the 2019 Residential Street Rehabilitation Project.

(This project will provide pavement patching, milling and resurfacing of the HMA surface course, removal and replacement of dilapidated sidewalks and curbs, and installation of detectable warnings on 1.3 miles of Village residential streets.

(The lowest responsive and responsible bid was received from Arrow Road Construction Company of Elk Grove Village, IL. Arrow Road Construction has successfully completed projects for the Village in the past, including the recent Village MFT resurfacing programs.

(The Director of Public Works recommends approval.)

q. Consideration of the following items related to the closing of the Fiscal Year 2019 Budget and amendments to the adopted Fiscal Year 2020 Budget:

- Amend the Fiscal Year 2020 Budget for the carryover of bond proceeds and outstanding encumbrances from the Fiscal Year 2019 Budget for a total amount of \$25,247,252;
- Increase the Fiscal Year 2019 Devon-Rohlwing TIF Fund budget in the amount of \$56,000 to cover costs associated with the expense of a higher than expected developer note payout;
- Increase the Fiscal Year 2019 Busse-Elmhurst TIF Fund budget in the amount of \$2,366,800 to cover costs associated with the expense of TIF eligible capital projects;
- Increase the Fiscal Year 2019 Higgins Road TIF Fund budget in the amount of \$12,561,000 to cover costs associated with the expense of TIF eligible capital projects.

(This is the twentieth year that the Village has rolled unfilled purchase orders for goods and services into the new fiscal year budget. The amount of outstanding purchase orders and general carryover requests from the Fiscal Year 2019 Budget totals \$25,247,252.

(Unexpended 2013 General Obligation Bond proceeds are being carried forward in the amount of \$3,286,216 which includes earnings previously unbudgeted.

(The majority of items being carried forward are ongoing or planned fixed and operating capital projects in the Water/Sewer Fund and Capital Projects Fund.

(Increasing the budget at this time ensures that the Village's financial operations remain compliant with Illinois budgetary statutes and generally accepted accounting principles.

(The Director of Finance recommends approval.)

r. Consideration of a request to hold a Public Hearing before the Plan Commission to consider a Petition for a Special Use Permit to operate a drive-thru restaurant at 1400 Busse Road.

(1400 Busse LLC has petitioned the Village for a special use permit for the purpose of operating a drive-thru Jimmy John's restaurant as part of a new, multi-tenant building.

(The date for a Public Hearing has not been established.)

s. Consideration of a request to hold a Public Hearing before the Plan Commission to consider a Petition for a Special Use Permit to make updates to the existing drive-thru restaurant at 630 Meacham Road.

(Tri-City Foods has petitioned the Village for a special use permit to make updates to the existing drive-thru Burger King restaurant, including the addition of a second drive-thru lane.

(The date for a Public Hearing has not been established.)

- t. Consideration to adopt Ordinance No. 3618 amending Title 3, Chapter 2, Section 6 of the Elk Grove Village Municipal Code to include the business of online travel companies.

(Online travel companies such as Expedia and Orbitz collect estimated taxes and fees from a customer at a rate not reflective of local taxes.

(The amendment to the Hotel/Motel Tax broadens the definition of those subject to the tax to include online travel companies, subsequently capturing additional tax revenues owed to the Village.)

- u. Consideration to adopt Ordinance No. 3619 amending Sections 3-3-6 and 3-1-6 of Title 3, Liquor Control by adding a Class WBM Wine and Beer Kit Making License.

(The addition of the Wine and Beer Kit Making License will authorize the operation of a wine and beer kit making facility, which will sell wine and beer kits to on-premise customers and assist them in the wine and beer making process subject to certain conditions.)

- v. Consideration to adopt Resolution No. 38-19 authorizing execution of an intergovernmental police service assistance agreement to join the DuPage Metropolitan Emergency Response and Investigation Team (MERIT).

(The Elk Grove Village Police Department investigates serious felony crimes in the DuPage County portion of Elk Grove Village.

(An investigations task force for serious felony crimes occurring in DuPage county has been created to work with the DuPage County States Attorney.

(The Chief of Police recommends approval to participate in the MERIT taskforce with DuPage County States Attorney to prosecute crimes in the DuPage County portion of Elk Grove Village.)

- w. Consideration to adopt Resolution No. 39-19 authorizing the Mayor to execute a Letter of Receipt stipulating the terms of an agreement for an application seeking a Cook County Class 6B Property Tax Exemption status pursuant to the Cook County Real Property Classification Ordinance as amended July 27, 2018 for certain real estate located at 820 Nicholas Boulevard.

(The Law Offices of Sarnoff & Baccash, on behalf of Young Ai Choi (Applicant) is requesting a Cook County Class 6B property tax exemption for 820 Nicholas Blvd.

(The Applicant intends to purchase the building for light assembly, maintenance, distribution, and warehousing of consumer electronics. The Applicant currently leases space in DesPlaines and due to business growth needs to expand. The Applicant will relocate its workforce to the site and plans to have six to ten employees within the next three years.

(The Applicant plans to spend approximately \$75,000 to \$150,000 to improve the building. This includes façade, parking lot, landscaping, and sign improvements. The subject property consist of an approximately 24,050 square foot site with an approximately 10,000 square foot building. The building has been vacant since

January 2018.

(The eligibility requirements for 6B status are new construction, substantial renovation or buildings that have been vacant for a period of time. This site qualifies as it involves vacancy for less twenty-four (24) months with a purchase for value, special circumstances, and significant rehabilitation.

(Property approved for Class 6B status allows the owner of the property to have the assessment level lowered for a period of twelve years. The assessment schedule is 10% of fair market value for ten years then 15% in the eleventh year and 20% in the twelfth year. Industrial property is currently assessed at 25% of fair market value in Cook County.

(Upon approval, the Director of Business Development and Marketing will issue a Letter of Receipt to the Applicant. The Letter of Receipt will allow the Applicant to file an application with Cook County. Final approval is at the discretion of the Village Board and contingent with the Applicant completing the improvements stated in their application.

(The Director of Business Development and Marketing recommends issuing a Letter of Receipt.)

- x. Consideration to adopt Resolution No. 40-19 authorizing Release/Retention of Executive Session minutes of the Village of Elk Grove Village from July 2017 through December 2017.

(As required by the Illinois Open Meetings Act, the Village has kept written minutes of all Executive Sessions.

(This Resolution allows the release of minutes from July 2017 through December 2017.

(The Village Clerk recommends approval.)

7. REGULAR AGENDA

- a. Consideration to approve sign variations for Lou Malnati's, 1050 E. Higgins Road.

(Variations are required to allow a multi-faced sign in excess of ninety (90) square feet with an overall height in excess of eighteen (18') feet.

(The Director of Community Development recommends approval.)

8. PLAN COMMISSION - Village Manager Rummel

- a. PC Docket 19-6 - A Public Hearing for a petition submitted to resubdivide and rezone from R-3 to I-1 on property located at 202-224 E. Devon Avenue for the construction of a light industrial building. (PH 07-08-19)
- b. PC Docket 19-7 - A Public Hearing for a petition submitted to resubdivide from one lot to two lots in a B-5 Town Center Shopping District for property located at 905 Elk Grove Town Center to operate a quick serve restaurant with drive-through. (PH 07-29-19)
- c. PC Docket 19-8 - A Public Hearing for a petition submitted for a proposed annexation, resubdivision and rezoning to I-1 Restricted Industrial District for property located on

Roppolo Drive, Richard Lane and Landmeier Road to construct a Light Industrial Facility. (PH 08-05-19)

- 9. ZONING BOARD OF APPEALS** - Village Manager Rummel
- 10. YOUTH COMMITTEE** - Trustee Franke
- 11. BUSINESS LEADERS FORUMS** - Trustee Schmidt
- 12. CABLE TELEVISION COMMITTEE** - Trustee Lissner
- 13. HEALTH & COMMUNITY SERVICES** - Trustee Czarnik
- 14. INFORMATION COMMITTEE** - Trustee Lissner
- 15. RECYCLING & WASTE COMMITTEE** - Trustee Feichter
- 16. PARADE COMMITTEE** - Trustee Czarnik
- 17. PERSONNEL COMMITTEE** - Trustee Franke
- 18. JUDICIARY, PLANNING AND ZONING COMMITTEE** - Trustee Prochno
 - a. Telecommunication Facilities
- 19. CAPITAL IMPROVEMENTS COMMITTEE** - Trustee Czarnik
- 20. AIRPORT UPDATE**
- 21. MID-SUMMER CLASSICS CONCERT SERIES UPDATE** - Mayor Johnson
- 22. SPECIAL EVENTS COMMITTEE** - Mayor Johnson
- 23. LIQUOR COMMISSION** - Mayor Johnson
- 24. REPORT FROM VILLAGE MANAGER**
- 25. REPORT FROM VILLAGE CLERK**

26. UNFINISHED BUSINESS

27. NEW BUSINESS

28. PUBLIC COMMENT

29. ADJOURNMENT

In compliance with the Americans with Disabilities Act and other applicable Federal and State laws, the meeting will be accessible to individuals with disabilities. Persons requiring auxiliary aids and/or services should contact the Village Clerk, preferably no later than five days before the meeting.

ORDINANCE NO. _____

AN ORDINANCE AMENDING TITLE 3, CHAPTER 2, SECTION 3-2-6, HOTEL/MOTEL USE TAX OF THE VILLAGE OF ELK GROVE VILLAGE MUNICIPAL CODE TO INCLUDE THE BUSINESS OF ONLINE TRAVEL COMPANIES

WHEREAS, the Village is a home rule unit pursuant to subsection (a) of Section 6 of Article VII of the Illinois Constitution of 1970; and

WHEREAS, a home rule unit may exercise any power and perform any function pertaining to its government and affairs for the protection of the public health, safety, morals and welfare; and

WHEREAS, this Ordinance is being adopted pursuant to and by the Village as a home rule municipality:

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Board of Trustees of the Village of Elk Grove Village, Counties of Cook and DuPage, Illinois, as follows:

Section 1: That Section 3-2-6 Hotel/Motel Use Tax is hereby amended to read as follows:

3-2-6: HOTEL/MOTEL USE TAX

- A. **Tax Imposed; Liability:** A tax is hereby levied and imposed upon all persons engaged in the business of renting, leasing or letting of rooms in a hotel or motel in the Village or making, booking, facilitating or servicing the leasing or renting of rooms in a hotel or motel in the Village at a rate of six percent (6%) of the gross rental receipts from such rental, leasing or letting. The ultimate incidence of any liability for payment of said tax shall be born by the user, lessee or tenant of said rooms. The tax herein levied shall be in addition to any and all other taxes imposed by the village, or by any municipal corporation, or political subdivision thereof.
- B. **Collection Of Tax:** The owner and operator of each hotel and/or motel and the person to whom the license to operate said hotel or motel shall have been issued by the Village, and any other persons, entities or online travel companies engaged in the business of renting, leasing, or letting rooms in a hotel or motel or making, booking, facilitating, or servicing the leasing or renting of rooms in a hotel or motel shall bear, jointly and severally, the duty to collect the tax from each user, lessee or tenant of rooms in such hotel or motel. Every person required to collect the tax levied hereunder shall secure said tax from the user, lessee, or tenant of a room or rooms at the time he collects the price, charge or rent to which it applies.
- C. **Tax Return:** A sworn monthly hotel and motel use tax return shall be filed by each owner, operator or licensee. or by any other persons, entities or online travel companies engaged in the business of renting, leasing, or letting rooms in a hotel or motel or making, booking, facilitating, or servicing the leasing or renting of rooms in a hotel or motel with the Director of Finance on forms prescribed by him showing all receipts from each renting, leasing, or letting of rooms during said month. The dates upon which said monthly returns are to be filed shall be provided by direction of the Director of Finance.

Each return shall be accompanied by payment to the Village of all taxes due and owing for the month covered by the return; provided, however, that the person making said return may retain an

amount of money equal to two percent (2%) of the tax due as compensation for services rendered in the collection and payment of such tax.

D. Administration And Enforcement:

1. Enforcing Officer: The Director of Finance is hereby designated as the administration and enforcement officer of the tax hereby imposed on behalf of the village. It shall be the responsibility and duty of the Director of Finance to collect all amounts due to the village from the owners, operators and licensees of motels and hotels in the village, and any other persons, entities or online travel companies engaged in the business of renting, leasing, or letting rooms in a hotel or motel or making, booking, facilitating, or servicing the leasing or renting of rooms in a hotel or motel.

2. Inspections: The Director of Finance or any person certified by him as his agent or representative may enter the premises of any hotel or motel, or may request access from any other persons, entities or online travel companies engaged in the business of renting, leasing, or letting rooms in a hotel or motel or making, booking, facilitating, or servicing the leasing or renting of rooms in a hotel or motel for the purpose of inspection and examination of its books and records for the proper administration of this section and for the enforcement of collection of the tax hereby imposed. It is unlawful for any person to prevent, hinder or interfere with the Director of Finance or his duly authorized agent or representative in the discharge of his duties hereunder.

E. Interest And Penalties: In the event of failure by any hotel or motel owner, operator or licensee and any other persons, entities or online travel companies engaged in the business of renting, leasing, or letting rooms in a hotel or motel or making, booking, facilitating, or servicing the leasing or renting of rooms in a hotel or motel to collect and pay to the Director of Finance the tax required hereunder within thirty (30) days after the same shall be due, interest shall accumulate and be due upon said tax at the rate of one and one-half percent (1 1/2%) per month. In addition, a penalty of ten percent (10%) of the tax and interest due shall be assessed and collected against any hotel or motel owner, operator or licensee and any other persons, entities or online travel companies engaged in the business of renting, leasing, or letting rooms in a hotel or motel or making, booking, facilitating, or servicing the leasing or renting of rooms in a hotel or motel who shall fail to timely collect and remit the tax imposed by this section.

F. Proceeds: All proceeds resulting from the imposition of the tax under this section, including interest and penalties, shall be paid into the treasury of the village and shall be credited to and deposited in the general corporate fund of the village.

G. Revocation Or Suspension Of License: In addition to any fines and penalties herein imposed, the Director of Finance may cause a hearing before the Mayor and Board of Trustees with respect to any hotel or motel owner, operator or licensee and any other persons, entities or online travel companies engaged in the business of renting, leasing, or letting rooms in a hotel or motel or making, booking, facilitating, or servicing the leasing or renting of rooms in a hotel or motel who has willfully evaded his responsibility to collect the tax imposed herein for the purpose of showing cause as to whether said person's license should be suspended or revoked by the village. The owner, operator or licensee shall have an opportunity to be heard not less than five (5) days after notice of the time and place thereof, addressed to him at his place of business. Any suspension or revocation resulting from such hearings shall not relieve or discharge any civil liability for the nonpayment of the tax due.

H. Penalty: Any person found guilty of violating, disobeying, omitting, neglecting or refusing to

comply with or resisting or opposing the enforcement of any provision of this section, except when otherwise specifically provided, upon conviction thereof, shall be subject to a fine of not less than twenty five dollars (\$25.00) nor more than five hundred dollars (\$500.00) for each offense, and each day a violation shall continue shall constitute a separate and distinct offense.

Section 2: That the Village Clerk is hereby authorized to publish this Ordinance in pamphlet form.

Section 3: That any section or provision of this Ordinance that is construed, declared or found to be invalid or void shall not affect the remaining sections or provisions of this Ordinance and same shall remain in full force and effect.

Section 4: That this ordinance shall be in full force and effect from and after its passage, approval and publication according to law.

VOTE: AYES _____ NAYS: _____ ABSENT: _____

PASSED this _____ day of _____ 2019.

APPROVED this _____ day of _____ 2019.

APPROVED:

Mayor Craig B. Johnson
Village of Elk Grove Village

ATTEST:

Loretta M. Murphy, Village Clerk

PUBLISHED this _____ day of _____ 2019 in Pamphlet form.

ORDINANCE NO. _____

AN ORDINANCE AMENDING SECTIONS 3-3-6 AND 3-1-6 OF TITLE 3, LIQUOR CONTROL BY ADDING A CLASS WBM WINE AND BEER KIT MAKING LICENSE

BE IT ORDAINED by the Mayor and Board of Trustees of the Village of Elk Grove Village, Counties of Cook and DuPage, Illinois as follows:

Section 1: That Section 3-3-6 Classification of Licenses of Title 3, Chapter 3 Liquor Control be amended by adding thereto a Class WBM Wine and Beer Kit Making license which shall read as follows:

CLASS WBM LICENSE – which shall authorize the operation of a wine and beer kit making facility, which will sell wine and beer kits to on-premise customers and assist them in the wine and beer making process subject to the following conditions:

- A. All customers must be twenty-one (21) years of age or older.
- B. Customers may bring in their own refreshments, including alcoholic beverages for consumption during the fermentation waiting periods, provided that the licensee shall be responsible for the responsible consumption of alcohol by the customers.
- C. Kits may be sold to groups of customers to create team-building experiences for firms or entities interested in establishing that experience for their employees – which may or can include team building training or coaching with trained professionals.
- D. The retail sale of wine, beer or other alcohol shall be prohibited.
- E. The hours of operation shall be from 9:00 A.M. to 9:00 P.M. on Sunday through Thursday and 10:00 A.M. to 11:00 P.M. on Fridays and Saturdays.
- F. Licensee must have all valid State and Federal licenses applicable to the processing of beer and wine brewing and labeling.

Section 2: That Section 3-1-6 License fees be amended by adding thereto the following under “Liquor”:

<u>Type Of Business</u>	<u>Annual Fee Unless Otherwise Indicated</u>
Class WBM	\$1,000.00

Section 3: That Section 3-3-7 Number of Licenses be amended as follows:

<u>Liquor License</u>	<u>Number</u>
Class WBM	1

Section 4: That this Ordinance shall be in full force and effect from and after its passage and approval according to law.

VOTE: AYES _____ NAYS: _____ ABSENT: _____

PASSED this _____ day of _____ 2019.

APPROVED this _____ day of _____ 2019.

APPROVED:

Mayor Craig B. Johnson
Village of Elk Grove Village

ATTEST:

Loretta M. Murphy, Village Clerk

Ord Class WBM

RESOLUTION NO. _____

A RESOLUTION AUTHORIZING THE EXECUTION OF AN INTERGOVERNMENTAL POLICE SERVICE ASSISTANCE AGREEMENT TO JOIN THE DUPAGE METROPOLITAN EMERGENCY RESPONSE AND INVESTIGATION TEAM (MERIT)

WHEREAS, the Village of Elk Grove Village, Counties of Cook and DuPage, of the State of Illinois is a duly constituted public agency of the State of Illinois, and;

WHEREAS, the Village of Elk Grove Village, as a public agency of the State of Illinois, is authorized and empowered by the Constitution of the State of Illinois (Ill. Const. Art. VII, § 10) and the Illinois Intergovernmental Cooperation Act (5 ILCS 220/1 *et seq.*) to enter into intergovernmental agreements with other public agencies on matters of mutual concern and interest such as the provision of adequate law enforcement personnel and resources for the protection of residents and property falling within the jurisdiction of the Village of Elk Grove Village, and;

WHEREAS, the Village of Elk Grove Village recognizes that certain natural or man-made occurrences may result in emergencies or disasters that exceed the resources, equipment and/or law enforcement personnel of a single given public agency, and;

WHEREAS, a given public agency can, by entering into an Intergovernmental Police Service Assistance Agreement for law enforcement services and resources, effectively provide a broader range and more plentiful amount of law enforcement capability for the citizenry which it serves, and;

WHEREAS, in order to have an effective Intergovernmental Police Service Assistance Agreement for law enforcement resources and services, the Village of Elk Grove Village recognizes it must be prepared to come to the aid of other public agencies in their respective times of need due to emergencies or disasters, and;

WHEREAS, the Village of Elk Grove Village recognizes the need to develop an effective Intergovernmental Police Service Assistance Agreement for law enforcement services and resources upon which it may call upon in its time of need and is prepared to enter into an Intergovernmental Police Service Assistance Agreement for law enforcement services and resources with other like-minded public agencies, and;

WHEREAS, the Village of Elk Grove Village also recognizes the need for the existence of a public agency, formed by an Intergovernmental Police Service Assistance Agreement between two or more public agencies, which can serve to coordinate and facilitate the provision of law enforcement mutual aid between signatory public agencies to an Intergovernmental Police Service Assistance Agreement for law enforcement services and resources, and;

WHEREAS, the Village of Elk Grove Village has been provided with a certain “Intergovernmental Police Service Assistance Agreement” which has been reviewed by the elected officials of the Village of Elk Grove Village, and which other public agencies in the County of DuPage, State of Illinois are prepared to execute, in conjunction with the Village of Elk Grove Village in order to provide and receive law enforcement mutual aid services, as set forth in the “Intergovernmental Police Service Assistance Agreement,” and;

WHEREAS, it is the anticipation and intention of the Village of Elk Grove Village that this “Intergovernmental Police Service Assistance Agreement” will be executed in counterparts as other public agencies choose to enter into the “Intergovernmental Police Service Assistance Agreement” and strengthen the number of signatory public agencies and resources available from those public agencies, and;

WHEREAS, it is the anticipation and intent of the Village of Elk Grove Village the “Intergovernmental Police Service Assistance Agreement” will continue to garner support and acceptance from other currently unidentified public agencies who will enter into the “Intergovernmental Police Service Assistance Agreement” over time, and be considered as if all signatory public agencies to the “Intergovernmental Police Service Assistance Agreement” had executed the “Intergovernmental Police Service Assistance Agreement” at the same time,

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Trustees of Village of Elk Grove Village, Counties of Cook and DuPage, State of Illinois, as follows:

SECTION 1: This Resolution shall be known as, and may hereafter be referred to as, the Resolution Authorizing the Execution of an Intergovernmental Police Service Assistance Agreement and the Existence and Formation of the DuPage Metropolitan Emergency Response and Investigation Team (MERIT) by Intergovernmental Cooperation.

SECTION 2: The Resolution Authorizing the Execution of an Intergovernmental Police Service Assistance agreement and the Existence and Formation of the DuPage Metropolitan Emergency Response and Investigation Team (MERIT) by Intergovernmental Cooperation shall be, and hereby is, enacted as follows:

- a. Authorization to enter into a Certain Agreement. The Mayor of the Village of Elk Grove Village is hereby authorized to sign, execute, and deliver the agreement known as the “Intergovernmental Police Service Assistance Agreement,” and thereby enter into an intergovernmental agreement with such other public agencies of the County of DuPage, State of Illinois as are likewise willing to enter into said “Intergovernmental Police Service Assistance Agreement,” and recognize the existence and formation of the DuPage

Metropolitan Emergency Response and Investigation Team, as set forth in the
“Intergovernmental Police Service Assistance Agreement.”

SECTION 3: That this Resolution shall be in full force and effect from and after
its passage, approval and publication according to law.

VOTE: AYES _____ NAYS: _____ ABSENT: _____

PASSED this _____ day of _____ 2019.

APPROVED this _____ day of _____ 2019.

APPROVED:

Mayor Craig B. Johnson
Village of Elk Grove Village

ATTEST:

Loretta M. Murphy, Village Clerk

PUBLISHED this _____ day of _____ 2019.

Resolution_MER11_IPSA

RESOLUTION NO. _____

A RESOLUTION DETERMINING THE APPROPRIATENESS FOR CLASS 6B STATUS PURSUANT TO THE COOK COUNTY REAL PROPERTY CLASSIFICATION ORDINANCE AS AMENDED JULY 27, 2018 FOR CERTAIN REAL ESTATE LOCATED AT 820 NICHOLAS BOULEVARD, ELK GROVE VILLAGE, ILLINOIS

WHEREAS, the Village of Elk Grove Village desires to promote the development of industry in the Village of Elk Grove; and

WHEREAS, the Cook County Assessor is operating under an ordinance enacted by the Cook County Board of Commissioners, and amended from time to time, the most recent amendment becoming effective as of July 27, 2018, which has instituted a program to encourage industrial and commercial development in Cook County known as the Cook County Real Property Classification Ordinance; and

WHEREAS, in the case of abandoned property, if the municipality or the Mayor and Board of Trustees, finds that special circumstances justify finding that the property is "abandoned" for purpose of Class 6B, even though it has been vacant and unused for less than 24 months, that finding, along with the specification of the circumstances, shall be included in the resolution or ordinance supporting and consenting to the Class 6B application. Such resolution or ordinance shall be filed with the eligibility application. If the ordinance or resolution is that of a municipality, the approval of the Board of Commissioners of Cook County is required to validate such shortened period of qualifying abandonment, and a resolution to that effect shall be included with the Class 6B eligibility application filed with the Assessor; and

WHEREAS, the Petitioner has applied for or is applying for Class 6B property status pursuant to said aforementioned ordinance for certain real estate located at 820 Nicholas Boulevard, in the Village of Elk Grove Village, Cook County, Illinois, with the Property Index Number 08-26-301-033-0000, and has proven to this Board that such incentive provided for in said ordinance is necessary for development to occur on this specific real estate.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Trustees of the Village of Elk Grove Village, Counties of Cook and DuPage, Illinois:

Section 1: That the request of the Petitioner to have certain real estate located at 820 Nicholas Boulevard, Elk Grove Village, Cook County, Illinois, identified by Property Index Number 08-26-301-033-0000, declared eligible for Class 6B special circumstances status pursuant to the Cook County Real Property Classification Ordinance as amended July 27, 2018, is hereby granted in that this Board and the Village of Elk Grove Village, Illinois, has determined that the

incentive provided by the said Class 6B Tax Incentive Ordinance is necessary for the said development to occur on the subject property, legally described as follows:

LOT 3 IN CENTEX INDUSTRIAL PARK NORTH UNIT 2, BEING A SUBDIVISION IN SECTION 26, TOWNSHIP 41 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN ACCORDING TO THE PLAT THEREOF RECORDED REGISTERED IN THE OFFICE OF THE REGISTRAR OF TITLES, COOK COUNTY, ILLINOIS ON DECEMBER 10, 1965 AS DOCUMENT NUMBER 2247813, IN COOK COUNTY, ILLINOIS.

Section 2: That the Special Circumstances as outlined by the petitioner are attached hereto as Exhibit "A" and made a part thereof.

Section 3: That the Village of Elk Grove Village, Illinois hereby supports and consents to the Class 6B Application and approves the classification of the subject property as Class 6B property pursuant to the Cook County Real Property Classification Ordinance and the Class 6B tax incentives shall apply to the property identified as Permanent Real Estate Index Number 08-26-301-033-0000. Elk Grove Village is in receipt of an economic disclosure statement that is required with the application packet.

Section 4: That the Mayor and Village Clerk are hereby authorized to sign any necessary documents to implement this Resolution subject to the petitioner completing the following conditions within twelve months of closing:

- a. Improve façade, parking lot, landscaping and signage.

Section 5: That this Resolution shall be in full force and effect from and after its passage and approval according to law.

VOTE: AYES: _____ NAYS: _____ ABSENT: _____

PASSED this _____ day of _____ 2019.

APPROVED this _____ day of _____ 2019.

APPROVED:

Mayor Craig B. Johnson
Village of Elk Grove Village

ATTEST:

Loretta M. Murphy, Village Clerk

EXHIBIT "A"

SARNOFF • BACCASH
PROPERTY TAX LAW

Special circumstances requested by Young Ai Choi
820 Nicholas Blvd., Elk Grove Village, Illinois (PIN: 08-26-301-033-0000)

Young Ai Choi ("Applicant") is requesting a Resolution in support and consent of a Class 6b Incentive on the above-referenced property based on occupation of an abandoned property that has been vacant for less than 24 continuous months with a purchase for value, special circumstances and substantial rehabilitation. The Applicant plans to purchase the subject property and rehabilitate the same for its related entity, A.V.C. Tech, Inc., to occupy for its operations consisting of the light assembly, maintenance, warehousing and distribution of consumer electronics.

The subject property consists of an approximately 24,050 square foot site with a roughly 10,000 square foot building that has been 100% vacant and unused since January 2, 2018. The property is in need of substantial rehabilitation. Therefore, the Applicant plans to spend approximately \$75,000 to \$150,000 to immediately rehabilitate the subject property. Based on initial inspections these improvements will be to improve the façade, update the landscaping, add new signage, repair the existing overhead door, remove and replace the sidewalks to be ADA compliant, repair and stripe the parking lot, install a new drive apron per Elk Grove Village standards and improve the interior of the building as well as to complete other general maintenance. Note that the HVAC will likely need to be replaced in the next couple of years. In addition, please note that all of the rehabilitation costs could significantly vary depending on a variety of factors such as market variances. Further inspections of the subject property may require additional improvements. The rehabilitation will create approximately 10 to 20 construction jobs.

A.V.C. Tech, Inc. currently leases in Des Plaines. A.V.C. Tech, Inc. is growing and needs to expand its operations, and therefore, plans to move its entire operation to the subject property. As a result, A.V.C. Tech, Inc. plans to bring all 3 of its employees (all full-time) to the subject property. In addition, and depending on growth, A.V.C. Tech, Inc. plans on having approximately 6 to 10 total employees at the subject property within the next three years. Additionally, A.V.C. Tech, Inc. will look to hire all qualified Elk Grove Village residents for future hires.

Elk Grove Village can also expect that A.V.C. Tech, Inc. and its employees will invest commercially back into the community by visiting local establishments such as restaurants, gas stations, grocery stores and more. In addition, Elk Grove Village can expect that A.V.C. Tech, Inc. will attract business and various customers to the Village in the course of its operations.

Based on our research and the additional costs that must be incurred to rehabilitate the building in order for this to be a successful endeavor, the Applicant must possess a Class 6b Incentive to complete the improvements and to successfully operate the property. It is for these reasons that it is necessary to grant the Applicant a Resolution in support and consent of a Class 6b Incentive for the subject property based on occupation of an abandoned property that has been vacant for less than 24 continuous months with a purchase for value, special circumstances and substantial rehabilitation

RESOLUTION NO. _____

A RESOLUTION AUTHORIZING RELEASE/RETENTION OF EXECUTIVE SESSION MINUTES OF THE VILLAGE OF ELK GROVE VILLAGE (JULY 2017 THROUGH DECEMBER 2017)

WHEREAS, the Mayor and Board of Trustees of the Village of Elk Grove Village have met from time to time in Executive Session for purposes authorized by the Illinois Open Meetings Act; and

WHEREAS, as required by the Act, the Village has kept written minutes of all such Executive Sessions; and

WHEREAS, pursuant to the requirements of Public Act 85-1355, the Mayor and Board of Trustees have met in closed session to review all closed session minutes; and

WHEREAS, they have determined that a need for confidentiality still exists as to the Executive Session Minutes for certain meetings and that they should not be released at this time; and

WHEREAS, they have further determined that the Minutes of the meetings listed on the attachment hereto no longer require confidential treatment and should be made available for public inspection.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Trustees of the Village of Elk Grove Village, Counties of Cook and DuPage, State of Illinois, as follows:

Section 1: That the Executive Session Minutes from those meetings set forth on the attachment hereto are hereby released.

Section 2: That the Village Clerk is hereby authorized and directed to make said Minutes available for inspection and copying in accordance with the standing procedures of the Village Clerk's Office.

Section 3: That this Resolution shall be in full force and effect from and after its passage and approval according to law.

VOTE: AYES _____ NAYS: _____ ABSENT: _____

PASSED this _____ day of _____ 2019.

APPROVED this _____ day of _____ 2019.

APPROVED:

Mayor Craig B. Johnson
Village of Elk Grove Village

ATTEST:

Loretta M. Murphy, Village Clerk

EXECUTIVE SESSION MINUTES RELEASED BY:

RESOLUTION NO. _____	ADOPTED _____	
DATE	TIME	TOPIC
July 18, 2017	3:36 p.m.	Approval of 4/11/17 & 6/20/17 Minutes
July 18, 2017	3:41 p.m.	Land Acquisition/Disposition
July 18, 2017	3:45 p.m.	Personnel
July 18, 2017	3:54 p.m.	Personnel
August 15, 2017	6:18 p.m.	Personnel
August 15, 2017	6:23 p.m.	Personnel
August 15, 2017	6:47 p.m.	Land Acquisition/Disposition
September 12, 2017	9:05 p.m.	Approval of 7/18/17 & 8/15/17 Minutes
September 12, 2017	9:06 p.m.	Personnel
September 26, 2017	6:11 p.m.	Personnel
September 26, 2017	6:57 p.m.	Personnel
September 26, 2017	7:03 p.m.	Approval 9/12/17 Minutes
October 10, 2017	6:51 p.m.	Personnel
October 10, 2017	7:00 p.m.	Personnel
October 24, 2017	6:18 p.m.	Approval of 9/26/17 & 10/10/17 Minutes
November 14, 2017	6:34 p.m.	Approval of 10/24/17 Minutes
November 14, 2017	6:36 p.m.	Personnel
November 14, 2017	6:40 p.m.	Land Acquisition / Disposition
December 12, 2017	6:22 p.m.	Litigation
December 12, 2017	6:23 p.m.	Personnel
December 12, 2017	6:30 p.m.	Personnel
December 12, 2017	6:31 p.m.	Personnel
December 12, 2017	6:34 p.m.	Litigation