

VILLAGE OF LA GRANGE  
BOARD OF TRUSTEES REGULAR MEETING

Village Hall Auditorium  
53 South La Grange Road  
La Grange, IL 60525

AGENDA

Monday, June 14, 2010 – 7:30 p.m.

1. CALL TO ORDER AND ROLL CALL

*President Elizabeth Asperger  
Trustee Bill Holder  
Trustee Mike Horvath  
Trustee Mark Kuchler  
Trustee Mark Langan  
Trustee Tom Livingston  
Trustee James Palermo*

2. PRESIDENT'S REPORT

*This is an opportunity for the Village President to report on matters of interest or concern to the Village.*

A. [Oath of Office – Police Officer Antonio Piscopo](#)

3. PUBLIC COMMENTS REGARDING AGENDA ITEMS

*This is the opportunity for members of the audience to speak about matters that are included on this Agenda.*

4. OMNIBUS AGENDA AND VOTE

*Matters on the Omnibus Agenda will be considered by a single motion and vote because they already have been considered fully by the Board at a previous meeting or have been determined to be of a routine nature. Any member of the Board of Trustees may request that an item be moved from the Omnibus Agenda to Current Business for separate consideration.*

A. [Ordinance – Variation Corner Side Yard / Bill and Karen Ford, 301 S. Seventh Avenue](#)

B. [Ordinance – Creating an Additional Class A-2 Liquor License, Thipi Thai, 25 W. Calendar Avenue](#)

C. [Ordinance – Creating an Additional Class A-2 Liquor License, Santiago's Mexican Cocina, 22 W. Calendar Avenue](#)

D. [Ordinance – Creating an Additional Class H Liquor License, Ceramic Art Café, 26 S. La Grange Road](#)

- E. [Purchase – Public Works Department / Replacement Dump Truck](#)
- F. [Equipment Purchase – Public Works Department / Above Ground Fuel Storage Tank](#)
- G. [Award of Contract – 2010 50/50 Sidewalk Replacement Program](#)
- H. [Resolution – Appointment of Fire Chief as the Village Emergency Management Agency Coordinator](#)
- I. [Intergovernmental Agreement – Consortium Testing for Firefighter / Paramedic Applicants Through the College of DuPage](#)
- J. [Ordinance – Amendments to the Village Code Governing the Foreign Fire Insurance Board](#)
- K. [Ordinance – Disposal of Surplus Property](#)
- L. [Ordinance – Prevailing Wage Rates for 2010](#)
- M. [Minutes of the Village of La Grange Special Village Board Meeting on Monday, April 19, 2010 \(Strategic Planning Workshop\)](#)
- N. [Minutes of the Village of La Grange Board of Trustees Regular Meeting Monday, May 10, 2010](#)
- O. [Consolidated Voucher 100524](#)
- P. [Consolidated Voucher 100614](#)

5. CURRENT BUSINESS

*This agenda item includes consideration of matters being presented to the Board of Trustees for action.*

- A. [Ordinance – Zoning Code Amendments – C-1 Core Retail District, O-1 General Office District and I-1 Light Industrial District:](#)  
*Referred to Trustee Kuchler*
- B. [TIF Surplus Distribution / Assigned Fund Balance:](#) *Referred to Trustee Holder*

6. MANAGER’S REPORT

*This is an opportunity for the Village Manager to report on behalf of the Village Staff about matters of interest to the Village.*

7. PUBLIC COMMENTS REGARDING MATTERS NOT ON AGENDA

*This is an opportunity for members of the audience to speak about Village related matters that are not listed on this Agenda.*

8. EXECUTIVE SESSION

*The Board of Trustees may decide, by a roll call vote, to convene in executive session if there are matters to discuss confidentially, in accordance with the Open Meetings Act.*

9. TRUSTEE COMMENTS

*The Board of Trustees may wish to comment on any matters.*

10. ADJOURNMENT

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The Village of La Grange is subject to the requirements of the Americans with Disabilities Act of 1990. Individuals with disabilities who plan to attend this meeting and who require certain accommodations so that they can observe and/or participate in this meeting, or who have questions, regarding the accessibility of the meeting or the Village's facilities, should contact the Village's ADA Coordinator at (708) 579-2315 promptly to allow the Village to make reasonable accommodations for those persons.

VILLAGE OF LA GRANGE  
Police Department

**BOARD REPORT**

To: Village President, Village Clerk,  
Board of Trustees & Village Attorney

From: Robert J. Pilipiszyn, Village Manager  
Michael A. Holub, Chief of Police

Date: June 14, 2010

Re: **OATH OF OFFICE – POLICE OFFICER ANTONIO PISCOPO**

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Following a retirement within the Police Department, the Village Manager has authorized the hiring of a Police Officer to fill that vacancy. The La Grange Board of Fire and Police Commissioners recently appointed Antonio Piscopo to the position of Police Officer effective Monday, June 14, 2010. Antonio will start the basic recruitment academy conducted by the Cook County Sheriff's Police Department at Triton College on Monday, June 28, 2010. His training will last nearly four months, after which he will return to the La Grange Police Department to begin his field training with a veteran Police Officer. Known as the FTO Program, that in-depth localized training will last approximately three months.

Antonio graduated from the University of Illinois in 2009 with a Bachelor's degree in Liberal Arts and Science as a communication major. Antonio resides with his family in Naperville.

We are pleased to present Antonio Piscopo to the Village Board. At this time, we invite Antonio to step forward so that the Village Clerk can administer the oath of office.

VILLAGE OF LA GRANGE  
Community Development Department

**BOARD REPORT**

TO: Village President, Village Clerk  
Board of Trustees and Village Attorney

FROM: Robert J. Pilipiszyn, Village Manager  
Patrick D. Benjamin, Community Development Director  
Angela M. Mesaros, Assistant Community Development Director

DATE: June 14, 2010

RE: **ORDINANCE - VARIATION – CORNER SIDE YARD /BILL AND  
KAREN FORD, 301 S. SEVENTH AVENUE.**

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Bill and Karen Ford, owners of the property at 301 S. Seventh Avenue, have applied for a variation from corner side yard requirements in order to replace a porch. The subject property is a corner lot located in the R-4 Single Family Residential District. The lot measures 44 feet wide by 140 feet deep. Typical single lots throughout the Village measure 50 feet wide. Due to the narrow width of the lot and interior design of the house, it is difficult to meet the corner side yard requirements.

The house was constructed in the 1890s with an original front porch facing the front yard (Seventh Avenue). Following a fire in the 1930's, the interior and exterior design of the house was reconfigured and the entry porch was moved to face the corner side (Maple Avenue). Currently the porch has stairways approaching from both sides; the petitioners propose a new design that would include one central stairway. The proposal would enlarge the porch from east to west to provide adequate space for people to sit. Right now the porch can only be used for circulation.

With the existing porch and steps, the building encroaches into the required corner side yard of 17 feet by 8.67 feet. Construction with the new central stairway would encroach into the corner side yard by 9.83 ft<sup>1</sup>. Subsection 14-303E1 (a) of the Zoning Code allows the reduction of any required yard and setback by variance. The requested variation falls within the authorized limits of the Zoning Code.

Because the porch is currently non-conforming, the petitioners would be permitted to replace the existing porch and stairways exactly as it exists today. However, the proposed redesign with a central stairway is more practical for access and functionality.

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<sup>1</sup> According to the Zoning Code, *outside steps may project not more than three feet* into the required yard. This allowable encroachment has been included in the calculations for both setback measurements. The actual projection is 12.83, with subtracting out the allowable 3 feet the requested variation is reduced to 9.83 ft.

With the 1930s renovation, the interior has been changed, so that the front entry hall is from the corner side; relocating the porch would involve reconfiguration of the entire interior and would be very difficult and costly.

On May 13, 2010, the Zoning Board of Appeals held a public hearing on this matter and voted unanimously, with all seven Commissioners present, to recommend that the variation be granted.

Staff recommends that a condition be added: that the front porch and stairs be constructed in a manner in substantial conformance with the exhibits presented at the Zoning Board of Appeals hearing.

Staff has prepared the attached ordinance authorizing the variation for your consideration.

VILLAGE OF LA GRANGE

ORDINANCE NO. O-10-\_\_\_\_\_

AN ORDINANCE GRANTING A ZONING VARIATION  
FOR CONSTRUCTION OF PORCH STAIRS  
AT 301 S. SEVENTH AVENUE

WHEREAS, Bill and Karen Ford are the owners (the “Owners”) of the property commonly known as 301 S. Seventh Avenue, La Grange, Illinois, and legally described as follows:

Lot 26 in Block 17 in Leiter’s Second Addition to La Grange, being a subdivision of that part of the West 109.5 feet of the South-East 1/4 of Section 4, Township 38 North, Range 12, east of the Third Principal Meridian, lying North of the South 710 feet, in Cook County, Illinois.

(the “Subject Property”); and

WHEREAS, the Owners have applied for a variation from the corner side yard required by Paragraph 3-110C2 of the La Grange Zoning Code in order to construct a porch and stairs in the corner side yard on the Subject Property; and

WHEREAS, the La Grange Zoning Board of Appeals conducted a public hearing to consider the application on May 13, 2010, pursuant to proper public notice, and recommended in its Findings and Recommendation dated May 13, 2010, that the variation be approved; and

WHEREAS, the President and Board of Trustees have reviewed the record of the public hearing and the Findings and Recommendation of the Zoning Board of Appeals and have determined that the application satisfies the standards set forth in the La Grange Zoning Code for the grant of a variation;

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of La Grange, Cook County and State of Illinois, as follows:

Section 1. Recitals. The foregoing recitals are incorporated into this Ordinance as findings of the President and Board of Trustees.

Section 2. Grant of Variation. The Board of Trustees, pursuant to the authority granted to it by the laws of the State of Illinois and the La Grange Zoning Code, hereby grants to the Owners a variation from the minimum required corner side yard of Paragraph 3-110C2 of the La Grange Zoning Code to reduce the required corner side yard on the Subject Property by 9.83 feet for a porch and stairs, subject to all of the following conditions:

- A. The variation is granted only to authorize construction of a porch in substantial conformity with the design drawings attached to this Ordinance as Exhibit A (the "Approved Design"). The permit drawings to be prepared by the Owners must conform to the Approved Design.
- B. If the porch is constructed in violation of any term or condition of this Ordinance, then the Village may order the porch be removed and may rescind the approval granted by this Ordinance.

Section 3. Effective Date. This Ordinance will be in full force and effect from and after (a) its passage, approval, and publication in pamphlet form as provided by law, (b) execution by the Owners and recording of the covenant required by Subsection 2B of this Ordinance, and (c) approval by the Village's Director of Community Development of conforming plans for the fence as required by Subsection 2A of this Ordinance.

PASSED this \_\_\_\_ day of \_\_\_\_\_ 2010, pursuant to a roll call vote as follows:

AYES:

\_\_\_\_\_

NAYS:

\_\_\_\_\_

ABSENT:

\_\_\_\_\_

APPROVED by me this \_\_\_\_ day of \_\_\_\_\_ 2010.

\_\_\_\_\_  
Elizabeth M. Asperger, Village President

ATTEST:

\_\_\_\_\_  
Robert N. Milne, Village Clerk

VILLAGE OF LA GRANGE  
Administrative Offices

**BOARD REPORT**

TO: Village President, Village Clerk,  
Village Board of Trustees and Village Attorney

FROM: Robert J. Pilipiszyn, Village Manager  
Andrianna Peterson, Assistant Village Manager

DATE: June 14, 2010

RE: **ORDINANCE - CREATING AN ADDITIONAL CLASS A-2  
LIQUOR LICENSE, THIPI THAI, 25 W. CALENDAR AVENUE**

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The Village recently received an application for a Class A-2 liquor license from Soto Enterprises, Inc., d/b/a Thipi Thai, for a restaurant to be relocated at 25 W. Calendar Avenue.

A Class A-2 Restaurant License authorizes the licensee to sell at retail and serve alcoholic liquor for consumption in the restaurant's dining area in conjunction with a meal and also in a bar or lounge area of the licensed premises. As one control on the dispensing of alcohol, applicants and licensees of a Class A-2 must prove to the satisfaction of the Village that more than 60 percent of the gross annual revenue of the dining establishment has resulted from the sale of food. Alcoholic liquor may be served at either the bar and lounge area or in the general seating area. This license also authorizes the licensee to allow customers to carry in their own beer and wine to be consumed within the licensed premises, but only in conjunction with the service of a meal.

It should be noted that Thipi Thai currently holds a Class A-3 liquor license at 50 S. La Grange Road but are moving to a new location which will now include a bar and lounge area. They have also formed a new corporate structure.

The Liquor Commission met on Monday, June 7, 2010, to review Thipi Thai's application. Prior to that meeting the Village had conducted a background investigation, which did not produce any information that would preclude the issuance of a liquor license. The Liquor Commission recommended that the Village Board create an additional Class A-2 license and that the Liquor Commissioner grant that new license to Thipi Thai Restaurant. (A copy of the minutes from that meeting is attached.)

Attached for your consideration is a proposed ordinance creating an additional Class A-2 Restaurant Liquor License for Thipi Thai Restaurant. Also attached is the list of current liquor license holders by classification.

We recommend that the ordinance be approved.

VILLAGE OF LA GRANGE

ORDINANCE NO. O-10- \_\_\_\_\_

AN ORDINANCE CREATING AN ADDITIONAL  
CLASS A-2 RESTAURANT LIQUOR LICENSE

WHEREAS, Chapter 111 of the La Grange Code of Ordinances, provides for a category of liquor license known as a Class A-2 Restaurant License; and

WHEREAS, the Class A-2 Restaurant License authorizes the licensee (a) to sell at retail and serve alcoholic liquor for consumption in the restaurant's dining area in conjunction with a meal and also in a bar or lounge area of the licensed premises, (b) to allow consumption of bring-your-own beer and wine in conjunction with a meal, and (c) to sell at retail its regularly stocked wine in its original packaging not for consumption on the premises where sold under certain conditions; and

WHEREAS, the Village received an application for a Class A-2 license from Soto Enterprises, Inc. for the Thipi Thai Restaurant at 25 W. Calendar Court; and

WHEREAS, the La Grange Liquor Commission has recommended creation of a new Class A-2 license, and the La Grange Liquor Commissioner has indicated her intention to grant a Class A-2 license for the Thipi Thai Restaurant if the Board of Trustees creates that license; and

WHEREAS, the President and the Board of Trustees have determined that it is in the best interest of the Village that a new Class A-2 license be created for the Thipi Thai Restaurant;

NOW THEREFORE BE IT ORDAINED by the President and Board of Trustees of the Village of La Grange, Cook County and State of Illinois, as follows:

Section 1. Recitals. The foregoing recitals are incorporated into this Ordinance as findings of the President and Board of Trustees.

Section 2. Creation of New Class A-2 Liquor License. The President and Board of Trustees, pursuant to their authority under State law and Section 111.16 of the La Grange Code of Ordinances, hereby increases the number of Class A-2 Liquor Licenses by one additional license. That new license will be added to the record of outstanding and/or available licenses which is kept in the office of the Village Clerk.

Section 3. Effective Date. This Ordinance will be in full and force and effect from and after its passage and approval. This Ordinance shall be published in pamphlet form in the manner provided by law.

PASSED this 14<sup>th</sup> day of June, 2010.

AYES: \_\_\_\_\_

NAYS: \_\_\_\_\_

ABSENT: \_\_\_\_\_

APPROVED this 14<sup>th</sup> day of June, 2010.

\_\_\_\_\_  
Elizabeth M. Asperger, Village President

ATTEST:

\_\_\_\_\_  
Robert N. Milne, Village Clerk

LA GRANGE LIQUOR COMMISSION  
SPECIAL MEETING

53 South La Grange Road  
First Floor Conference Room  
La Grange, IL 60525

Monday, June 7, 2010 – 6:30 p.m.

MINUTES

1. Call to Order and Roll Call

A meeting of the La Grange Liquor Commission was convened at 6:35 p.m. by Liquor Commissioner Elizabeth Asperger. Present and constituting a quorum were:

Present: Liquor Commissioner Elizabeth Asperger, Commissioner Mark Kuchler (arrived at 7 p.m.), and Commissioner Mark Langan

Absent: None

Also Present: Assistant Village Manager Andrianna Peterson  
Village Attorney Mark Burkland

2. Approval of the Minutes from the Liquor Commission meeting on April 19, 2010.

It was moved by Commissioner Langan and seconded by Commissioner Asperger to approve the minutes of April 19, 2010, as submitted. The motion carried on a voice vote.

3. Liquor License Requests / Liquor License Applicants

Ceramic Art Café

Commissioner Asperger indicated that Bill Martin, owner of Ceramic Art Café located at 26 S. La Grange Road, is applying for a Class H Liquor License. The Class H license authorizes the licensee to allow customers to carry their own beer and wine into a Bring-Your-Own authorized establishment to be consumed within the licensed premises, but only in conjunction with a private event or a structured instructional class under controlled circumstances. Commissioner Asperger indicated that Ceramic Arts Cafe is the first applicant for this category of the Class H liquor license.

Commissioner Langan noted that all requirements appeared to be in order and inquired if Mr. Martin received many requests for this type of event.

Mr. Martin indicated that he has been in business for 13 years and occasionally receives inquiries or requests for BYO. Mr. Martin added that it is possible that requests may increase as the word gets out and that he would like to accommodate his customers.

After discussion, it was moved by Commissioner Langan and seconded by Commissioner Asperger, that the Liquor Commission recommend (a) that the Village Board of Trustees create a new Class H Liquor License and (b) that the Liquor Commissioner issue that license to the Ceramic Art Café located at 26 S. La Grange Road.

Commissioner Asperger stated that a recommendation would be made to the Village Board at their next regularly scheduled meeting on June 14, 2010.

Commissioner Langan requested that Mr. Martin keep the Village apprised of his experience with the Class H Liquor License.

#### Santiago's Mexican Cocina

Commissioner Asperger indicated that Serafin and Susana Jimenez, owners of Santiago's Mexican Cocina, are applying for a Class A-2 Liquor License for their new location at 22 Calendar Court. They currently hold a Class A-2 Restaurant License at their existing location on La Grange Road but are moving to a slightly larger space within the Village which will also provide a private dining area. The owners are in the process of remodeling the space including providing a new entry door.

After discussion, it was moved by Commissioner Langan and seconded by Commissioner Asperger, that the Liquor Commission recommend (a) that the Village Board of Trustees create a new Class A-2 Liquor License and (b) that the Liquor Commissioner issue that license to Santiago's Mexican Cocina to be located at 22 Calendar Court.

Commissioner Asperger stated that a recommendation would be made to the Village Board at their next regularly scheduled meeting on June 14, 2010.

#### Thipi Thai

Commissioner Asperger indicated that Tarnthip Kunupakaran, owner of Thipi Thai, is applying for a Class A-2 Liquor License for their new location at 25 W. Calendar Court. They currently hold a Class A-1 Restaurant License at their existing location on La Grange Road but are moving to a larger facility which will also include a bar and lounge area.

It was indicated that the new location has space for a private parties and they hope to offer on-line ordering and enhanced delivery / carry out service.

After discussion, it was moved by Commissioner Langan and seconded by Commissioner Kuchler, that the Liquor Commission recommend (a) that the Village Board of Trustees create a new Class A-2 Liquor License and (b) that the Liquor Commissioner issue that license to Thipi Thai Restaurant to be located at 25 W. Calendar Court.

Commissioner Asperger stated that a recommendation would be made to the Village Board at their next regularly scheduled meeting on June 14, 2010.

4. Other Business

Commissioner Kuchler asked whether or not social security numbers on Liquor License Applications are kept private to protect applicant's identities. Attorney Burkland noted that social security numbers would be redacted in the event of a public inquiry.

Assistant Village Manager Andrianna Peterson briefly updated the Liquor Commission on administrative matters related to the issuance of liquor licenses.

5. Adjournment

It was moved by Commissioner Langan and seconded by Commissioner Kuchler that the meeting of the Liquor Commission be adjourned. The motion carried on a voice vote and the meeting was adjourned at 7:15 p.m.

Submitted by:  
Andrianna Peterson  
Assistant Village Manager

Date Approved:

**LIQUOR LICENSE HOLDERS - 2010-11**

**NEW CLASS (#O-09-22) Approved 08/10/09**

<u>Class A-1 (\$500)</u>	<u>Restaurant License serving beer and wine only, providing that more than 60% of the revenue is from the sale of food; allows consumption of bring-your-own.</u> Antonino's 701 West Hillgrove Avenue Grapevine 9 West Hillgrove Avenue Lucca's Pizzeria 108 West Burlington Avenue Noodles & Company 1 East Burlington Avenue Q Barbeque 70 S. La Grange Road Sushi House 120 B West Calendar Yau's Place 110 W. Burlington
<u>Class A-2 (\$2,000)</u>	<u>Restaurant License selling a full-line of alcoholic beverages and includes a lounge or bar area, providing that more than 60% of the revenue is from the sale of food; allows consumption of bring-your-own.</u> Al's Char House 32 South La Grange Road Aurelio's Pizza 11 W. Calendar Avenue Bacino's 36 South La Grange Road Casa Margarita 32 South La Grange Road Chequers 100 West Burlington Avenue Francesca's 75 South La Grange Road Magic Wok 23 West Harris Avenue Marconi's 15 Calendar Avenue Nicksons 30 S. La Grange Road Palmer Place 56 South La Grange Road Santiago's 9 South La Grange Road Toscana's Grill 80 South La Grange Road
<u>Class A-3 (\$1,250)</u>	<u>Restaurant License selling a full-line of alcoholic beverages but includes only a service bar, providing that more than 60% of the revenue is from the sale of food; allows consumption of bring-your-own.</u> Chipotle Mexican Grill, Inc. 1 South La Grange Road Kama 8 W. Burlington Avenue Prasino 93 South La Grange Road Thipi Thai 50 South La Grange Road
<u>Class B (\$500)</u>	<u>General retail sales of beer and wine incidental to other sales.</u> DeVries Super Market 806 Arlington Grapevine 9 West Hillgrove Avenue 7-Eleven 6 East 47th Street 7-Eleven 201 West Hillgrove Avenue Trader Joe's 25 N. La Grange Road
<u>Class C-1 (\$1,000)</u>	<u>Food boutique allows sales of wine in its original package &amp; sales of wine by the glass; providing that more than 50% of the revenue is from the sale of goods other than liquor.</u>



None

Class H (\$250)

Bring your own beer and wine restaurants (without Class A License).  
Knead Marketplace, Inc. 13 S. La Grange Road

Class H (\$100)

Bring your own beer and wine other (in meal preparation services stores; in crafts-making stores; in retail stores having a private event or a structured instruction class).  
None

VILLAGE OF LA GRANGE  
Administrative Offices

**BOARD REPORT**

TO: Village President, Village Clerk,  
Village Board of Trustees and Village Attorney

FROM: Robert J. Pilipiszyn, Village Manager  
Andrianna Peterson, Assistant Village Manager

DATE: June 14, 2010

RE: **ORDINANCE - CREATING AN ADDITIONAL CLASS A-2  
LIQUOR LICENSE, SANTIAGO'S MEXICAN COCINA, 22 W.  
CALENDAR AVENUE**

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The Village recently received an application for a Class A-2 liquor license from Neoisa, Inc., d/b/a Santiago's Mexican Cocina, for a restaurant to be relocated at 22 Calendar Avenue. A Class A-2 Restaurant License authorizes the licensee to sell at retail and serve alcoholic liquor for consumption in the restaurant's dining area in conjunction with a meal and also in a bar or lounge area of the licensed premises. As one control on the dispensing of alcohol, applicants and licensees of a Class A-2 must prove to the satisfaction of the Village that more than 60 percent of the gross annual revenue of the dining establishment has resulted from the sale of food. Alcoholic liquor may be served at either the bar and lounge area or in the general seating area. This license also authorizes the licensee to allow customers to carry in their own beer and wine to be consumed within the licensed premises, but only in conjunction with the service of a meal.

It should be noted that Santiago's currently holds a Class A-2 liquor license at 9 S. La Grange Road but are moving to a new location and forming a new corporation.

The Liquor Commission met on Monday, June 7, 2010, to review Santiago's application. Prior to that meeting the Village had conducted a background investigation, which did not produce any information that would preclude the issuance of a liquor license. The Liquor Commission recommended that the Village Board create an additional Class A-2 license and that the Liquor Commissioner grant that new license to Santiago's Mexican Cocina. (A copy of the minutes from that meeting is attached.)

Attached for your consideration is a proposed ordinance creating an additional Class A-2 Restaurant Liquor License for Santiago's Mexican Cocina. Also attached is the list of current liquor license holders by classification.

We recommend that the ordinance be approved.

VILLAGE OF LA GRANGE

ORDINANCE NO. O-10- \_\_\_\_\_

AN ORDINANCE CREATING AN ADDITIONAL  
CLASS A-2 RESTAURANT LIQUOR LICENSE

WHEREAS, Chapter 111 of the La Grange Code of Ordinances, provides for a category of liquor license known as a Class A-2 Restaurant License; and

WHEREAS, the Class A-2 Restaurant License authorizes the licensee (a) to sell at retail and serve alcoholic liquor for consumption in the restaurant's dining area in conjunction with a meal and also in a bar or lounge area of the licensed premises, (b) to allow consumption of bring-your-own beer and wine in conjunction with a meal, and (c) to sell at retail its regularly stocked wine in its original packaging not for consumption on the premises where sold under certain conditions; and

WHEREAS, the Village received an application for a Class A-2 license from Neoisa, Inc. for the Santiago's Mexican Cocina Restaurant at 22 Calendar Court; and

WHEREAS, the La Grange Liquor Commission has recommended creation of a new Class A-2 license, and the La Grange Liquor Commissioner has indicated her intention to grant a Class A-2 license for the Santiago's Mexican Cocina Restaurant if the Board of Trustees creates that license; and

WHEREAS, the President and the Board of Trustees have determined that it is in the best interests of the Village that a new Class A-2 license be created for the Santiago's Mexican Cocina Restaurant;

NOW THEREFORE BE IT ORDAINED by the President and Board of Trustees of the Village of La Grange, Cook County and State of Illinois, as follows:

Section 1. Recitals. The foregoing recitals are incorporated into this Ordinance as findings of the President and Board of Trustees.

Section 2. Creation of New Class A-2 Liquor License. The President and Board of Trustees, pursuant to their authority under State law and Section 111.16 of the La Grange Code of Ordinances, hereby increases the number of Class A-2 Liquor Licenses by one additional license. That new license will be added to the record of outstanding and/or available licenses which is kept in the office of the Village Clerk.

Section 3. Effective Date. This Ordinance will be in full and force and effect from and after its passage and approval. This Ordinance shall be published in pamphlet form in the manner provided by law.

PASSED this 14<sup>th</sup> day of June, 2010.

AYES: \_\_\_\_\_

NAYS: \_\_\_\_\_

ABSENT: \_\_\_\_\_

APPROVED this 14<sup>th</sup> day of June, 2010.

\_\_\_\_\_  
Elizabeth M. Asperger, Village President

ATTEST:

\_\_\_\_\_  
Robert N. Milne, Village Clerk

LA GRANGE LIQUOR COMMISSION  
SPECIAL MEETING

53 South La Grange Road  
First Floor Conference Room  
La Grange, IL 60525

Monday, June 7, 2010 – 6:30 p.m.

MINUTES

1. Call to Order and Roll Call

A meeting of the La Grange Liquor Commission was convened at 6:35 p.m. by Liquor Commissioner Elizabeth Asperger. Present and constituting a quorum were:

Present: Liquor Commissioner Elizabeth Asperger, Commissioner Mark Kuchler (arrived at 7 p.m.), and Commissioner Mark Langan

Absent: None

Also Present: Assistant Village Manager Andrianna Peterson  
Village Attorney Mark Burkland

2. Approval of the Minutes from the Liquor Commission meeting on April 19, 2010.

It was moved by Commissioner Langan and seconded by Commissioner Asperger to approve the minutes of April 19, 2010, as submitted. The motion carried on a voice vote.

4. Liquor License Requests / Liquor License Applicants

Ceramic Art Café

Commissioner Asperger indicated that Bill Martin, owner of Ceramic Art Café located at 26 S. La Grange Road, is applying for a Class H Liquor License. The Class H license authorizes the licensee to allow customers to carry their own beer and wine into a Bring-Your-Own authorized establishment to be consumed within the licensed premises, but only in conjunction with a private event or a structured instructional class under controlled circumstances. Commissioner Asperger indicated that Ceramic Arts Cafe is the first applicant for this category of the Class H liquor license.

Commissioner Langan noted that all requirements appeared to be in order and inquired if Mr. Martin received many requests for this type of event.

Mr. Martin indicated that he has been in business for 13 years and occasionally receives inquiries or requests for BYO. Mr. Martin added that it is possible that requests may increase as the word gets out and that he would like to accommodate his customers.

After discussion, it was moved by Commissioner Langan and seconded by Commissioner Asperger, that the Liquor Commission recommend (a) that the Village Board of Trustees create a new Class H Liquor License and (b) that the Liquor Commissioner issue that license to the Ceramic Art Café located at 26 S. La Grange Road.

Commissioner Asperger stated that a recommendation would be made to the Village Board at their next regularly scheduled meeting on June 14, 2010.

Commissioner Langan requested that Mr. Martin keep the Village apprised of his experience with the Class H Liquor License.

#### Santiago's Mexican Cocina

Commissioner Asperger indicated that Serafin and Susana Jimenez, owners of Santiago's Mexican Cocina, are applying for a Class A-2 Liquor License for their new location at 22 Calendar Court. They currently hold a Class A-2 Restaurant License at their existing location on La Grange Road but are moving to a slightly larger space within the Village which will also provide a private dining area. The owners are in the process of remodeling the space including providing a new entry door.

After discussion, it was moved by Commissioner Langan and seconded by Commissioner Asperger, that the Liquor Commission recommend (a) that the Village Board of Trustees create a new Class A-2 Liquor License and (b) that the Liquor Commissioner issue that license to Santiago's Mexican Cocina to be located at 22 Calendar Court.

Commissioner Asperger stated that a recommendation would be made to the Village Board at their next regularly scheduled meeting on June 14, 2010.

#### Thipi Thai

Commissioner Asperger indicated that Tarnthip Kunupakaran, owner of Thipi Thai, is applying for a Class A-2 Liquor License for their new location at 25 W. Calendar Court. They currently hold a Class A-1 Restaurant License at their existing location on La Grange Road but are moving to a larger facility which will also include a bar and lounge area.

It was indicated that the new location has space for a private parties and they hope to offer on-line ordering and enhanced delivery / carry out service.

After discussion, it was moved by Commissioner Langan and seconded by Commissioner Kuchler, that the Liquor Commission recommend (a) that the Village Board of Trustees create a new Class A-2 Liquor License and (b) that the Liquor Commissioner issue that license to Thipi Thai Restaurant to be located at 25 W. Calendar Court.

Commissioner Asperger stated that a recommendation would be made to the Village Board at their next regularly scheduled meeting on June 14, 2010.

6. Other Business

Commissioner Kuchler asked whether or not social security numbers on Liquor License Applications are kept private to protect applicant's identities. Attorney Burkland noted that social security numbers would be redacted in the event of a public inquiry.

Assistant Village Manager Andrianna Peterson briefly updated the Liquor Commission on administrative matters related to the issuance of liquor licenses.

7. Adjournment

It was moved by Commissioner Langan and seconded by Commissioner Kuchler that the meeting of the Liquor Commission be adjourned. The motion carried on a voice vote and the meeting was adjourned at 7:15 p.m.

Submitted by:  
Andrianna Peterson  
Assistant Village Manager

Date Approved:

**LIQUOR LICENSE HOLDERS - 2010-11**

**NEW CLASS (#O-09-22) Approved 08/10/09**

<u>Class A-1 (\$500)</u>	<u>Restaurant License serving beer and wine only, providing that more than 60% of the revenue is from the sale of food; allows consumption of bring-your-own.</u>
	Antonino's 701 West Hillgrove Avenue
	Grapevine 9 West Hillgrove Avenue
	Lucca's Pizzeria 108 West Burlington Avenue
	Noodles & Company 1 East Burlington Avenue
	Q Barbeque 70 S. La Grange Road
	Sushi House 120 B West Calendar
	Yau's Place 110 W. Burlington
<u>Class A-2 (\$2,000)</u>	<u>Restaurant License selling a full-line of alcoholic beverages and includes a lounge or bar area, providing that more than 60% of the revenue is from the sale of food; allows consumption of bring-your-own.</u>
	Al's Char House 32 South La Grange Road
	Aurelio's Pizza 11 W. Calendar Avenue
	Bacino's 36 South La Grange Road
	Casa Margarita 32 South La Grange Road
	Chequers 100 West Burlington Avenue
	Francesca's 75 South La Grange Road
	Magic Wok 23 West Harris Avenue
	Marconi's 15 Calendar Avenue
	Nicksons 30 S. La Grange Road
	Palmer Place 56 South La Grange Road
	Santiago's 9 South La Grange Road
	Toscana's Grill 80 South La Grange Road
<u>Class A-3 (\$1,250)</u>	<u>Restaurant License selling a full-line of alcoholic beverages but includes only a service bar, providing that more than 60% of the revenue is from the sale of food; allows consumption of bring-your-own.</u>
	Chipotle Mexican Grill, Inc. 1 South La Grange Road
	Kama 8 W. Burlington Avenue
	Prasino 93 South La Grange Road
	Thipi Thai 50 South La Grange Road
<u>Class B (\$500)</u>	<u>General retail sales of beer and wine incidental to other sales.</u>
	DeVries Super Market 806 Arlington
	Grapevine 9 West Hillgrove Avenue
	7-Eleven 6 East 47th Street
	7-Eleven 201 West Hillgrove Avenue
	Trader Joe's 25 N. La Grange Road
<u>Class C-1 (\$1,000)</u>	<u>Food boutique allows sales of wine in its original package &amp; sales of wine by the glass; providing that more than 50% of the revenue is from the sale of goods other than liquor.</u>



None

Class H (\$250)

Bring your own beer and wine restaurants (without Class A License).  
Knead Marketplace, Inc. 13 S. La Grange Road

Class H (\$100)

Bring your own beer and wine other (in meal preparation services stores; in crafts-making stores; in retail stores having a private event or a structured instruction class).  
None

VILLAGE OF LA GRANGE  
Administrative Offices

**BOARD REPORT**

TO: Village President, Village Clerk,  
Village Board of Trustees and Village Attorney

FROM: Robert J. Pilipiszyn, Village Manager  
Andrianna Peterson, Assistant Village Manager

DATE: June 14, 2010

RE: **ORDINANCE - CREATING AN ADDITIONAL CLASS H LIQUOR  
LICENSE, CERAMIC ART CAFÉ, 26 S. LA GRANGE ROAD**

---

The Village recently received an application for a Class H liquor license from Ceramic Art Café, located at 26 S. La Grange Road. There are four sub-categories within this classification: 1) restaurants; 2) craft-making stores; 3) meal preparation services; and 4) other retail. Ceramic Art Café is the first applicant within the Class H sub-category for crafts-making stores category since the liquor code was revised comprehensively. A Class H license of this type authorizes the licensee to allow customers to carry their own beer and wine into a “BYO-Authorized Establishment” to be consumed within the licensed premises, but only in conjunction with a private event or a structured instructional class such as a cooking class, crafts class or similar class under controlled circumstances.

A crafts-making store may allow bring-your-own beer and wine to be consumed within the licensed premises during the time customers actually are engaged in designing and creating craft goods; during a private event or function attended only by invited guests and not open to the public; and to celebrate the opening of a public exhibition or similar. A Class H license of this type limits BYO to 12 events per year.

Bring-Your-Own service and consumption is limited to beer and wine only and does not authorize the sale of alcoholic liquor by the Licensee. An establishment that allows Bring-Your-Own for its customers must secure, maintain, and provide evidence to the Village that it has insurance coverage.

On Monday, June 7, 2010, the Liquor Commission met to review the application submitted by Ceramic Art Cafe. The owners of Ceramic Art Café indicated that they have received requests for BYO from time to time, and that acquiring a license is intended to serve as an accommodation to customers. It was the recommendation of the Liquor Commission that an additional Class H liquor license be created. (A copy of the minutes from that meeting is attached for your reference.)

Attached for your consideration is a proposed ordinance creating an additional Class H liquor license.

Also attached for your information is the list of current liquor license holders by classification. If the ordinance is approved, the Liquor Commissioner will issue the new Class H Bring-Your-Own liquor license to Ceramic Art Cafe.

We recommend that the proposed ordinance be approved.

ORDINANCE NO. O-10- \_\_\_\_

CREATING AN ADDITIONAL CLASS H LIQUOR LICENSE

PUBLISHED IN PAMPHLET FORM BY AUTHORITY OF THE BOARD OF TRUSTEES OF THE VILLAGE OF LA GRANGE, COUNTY OF COOK, STATE OF ILLINOIS, THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2010.

WHEREAS, the Board of Trustees has ordained Chapter 111 of its Code of Ordinances, which empowers, regulates, and provides for licensing of the sale and consumption of alcoholic beverages; and

WHEREAS, Chapter 111 of the Village Code of Ordinances provides for a category of license, known as a "Class H", the purpose of which is to authorize "Bring-Your-Own"; and

WHEREAS, the Village has received a request for such a license; and

WHEREAS, the Liquor Commissioner has indicated her intention to grant a Class H license to a current Applicant at such time as such a license becomes available; and

WHEREAS, the President and the Board of Trustees have determined that it is in the best interests of the Village that a license be available to said Applicant;

NOW THEREFORE BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF LA GRANGE, COUNTY OF COOK, STATE OF ILLINOIS AS FOLLOWS:

Section 1 - That the number of Class H licenses, as defined and set forth in Chapter 111 of the La Grange Code of Ordinances as amended on August 10, 2009, be amended by changing the number of existing licenses and raising it by one additional license, and that this new license shall be added to the list of outstanding and/or available licenses which is kept and certified by the Village Clerk pursuant to section 111.16A of the Village Code of Ordinances.

Section 2 - This Ordinance will be in full and force and effect immediately after its passage, approval and publication in pamphlet form for review at the La Grange Village offices and the La Grange Public Library.

**ADOPTED** this 14<sup>th</sup> day of June, 2010 pursuant to a roll call vote as follows:

**AYES:** \_\_\_\_\_

**NAYS:** \_\_\_\_\_

**ABSENT:** \_\_\_\_\_

**APPROVED** by me this 14<sup>th</sup> day of June, 2010.

\_\_\_\_\_  
Elizabeth M. Asperger, Village President

ATTEST:

\_\_\_\_\_  
Robert N. Milne, Village Clerk

LA GRANGE LIQUOR COMMISSION  
SPECIAL MEETING

53 South La Grange Road  
First Floor Conference Room  
La Grange, IL 60525

Monday, June 7, 2010 – 6:30 p.m.

MINUTES

1. Call to Order and Roll Call

A meeting of the La Grange Liquor Commission was convened at 6:35 p.m. by Liquor Commissioner Elizabeth Asperger. Present and constituting a quorum were:

Present: Liquor Commissioner Elizabeth Asperger, Commissioner Mark Kuchler (arrived at 7 p.m.), and Commissioner Mark Langan

Absent: None

Also Present: Assistant Village Manager Andrianna Peterson  
Village Attorney Mark Burkland

2. Approval of the Minutes from the Liquor Commission meeting on April 19, 2010.

It was moved by Commissioner Langan and seconded by Commissioner Asperger to approve the minutes of April 19, 2010, as submitted. The motion carried on a voice vote.

5. Liquor License Requests / Liquor License Applicants

Ceramic Art Café

Commissioner Asperger indicated that Bill Martin, owner of Ceramic Art Café located at 26 S. La Grange Road, is applying for a Class H Liquor License. The Class H license authorizes the licensee to allow customers to carry their own beer and wine into a Bring-Your-Own authorized establishment to be consumed within the licensed premises, but only in conjunction with a private event or a structured instructional class under controlled circumstances. Commissioner Asperger indicated that Ceramic Arts Cafe is the first applicant for this category of the Class H liquor license.

Commissioner Langan noted that all requirements appeared to be in order and inquired if Mr. Martin received many requests for this type of event.

Mr. Martin indicated that he has been in business for 13 years and occasionally receives inquiries or requests for BYO. Mr. Martin added that it is possible that requests may increase as the word gets out and that he would like to accommodate his customers.

After discussion, it was moved by Commissioner Langan and seconded by Commissioner Asperger, that the Liquor Commission recommend (a) that the Village Board of Trustees create a new Class H Liquor License and (b) that the Liquor Commissioner issue that license to the Ceramic Art Café located at 26 S. La Grange Road.

Commissioner Asperger stated that a recommendation would be made to the Village Board at their next regularly scheduled meeting on June 14, 2010.

Commissioner Langan requested that Mr. Martin keep the Village apprised of his experience with the Class H Liquor License.

#### Santiago's Mexican Cocina

Commissioner Asperger indicated that Serafin and Susana Jimenez, owners of Santiago's Mexican Cocina, are applying for a Class A-2 Liquor License for their new location at 22 Calendar Court. They currently hold a Class A-2 Restaurant License at their existing location on La Grange Road but are moving to a slightly larger space within the Village which will also provide a private dining area. The owners are in the process of remodeling the space including providing a new entry door.

After discussion, it was moved by Commissioner Langan and seconded by Commissioner Asperger, that the Liquor Commission recommend (a) that the Village Board of Trustees create a new Class A-2 Liquor License and (b) that the Liquor Commissioner issue that license to Santiago's Mexican Cocina to be located at 22 Calendar Court.

Commissioner Asperger stated that a recommendation would be made to the Village Board at their next regularly scheduled meeting on June 14, 2010.

#### Thipi Thai

Commissioner Asperger indicated that Tarnthip Kunupakaran, owner of Thipi Thai, is applying for a Class A-2 Liquor License for their new location at 25 W. Calendar Court. They currently hold a Class A-1 Restaurant License at their existing location on La Grange Road but are moving to a larger facility which will also include a bar and lounge area.

It was indicated that the new location has space for a private parties and they hope to offer on-line ordering and enhanced delivery / carry out service.

After discussion, it was moved by Commissioner Langan and seconded by Commissioner Kuchler, that the Liquor Commission recommend (a) that the Village Board of Trustees create a new Class A-2 Liquor License and (b) that the Liquor Commissioner issue that license to Thipi Thai Restaurant to be located at 25 W. Calendar Court.

Commissioner Asperger stated that a recommendation would be made to the Village Board at their next regularly scheduled meeting on June 14, 2010.

8. Other Business

Commissioner Kuchler asked whether or not social security numbers on Liquor License Applications are kept private to protect applicant's identities. Attorney Burkland noted that social security numbers would be redacted in the event of a public inquiry.

Assistant Village Manager Andrianna Peterson briefly updated the Liquor Commission on administrative matters related to the issuance of liquor licenses.

9. Adjournment

It was moved by Commissioner Langan and seconded by Commissioner Kuchler that the meeting of the Liquor Commission be adjourned. The motion carried on a voice vote and the meeting was adjourned at 7:15 p.m.

Submitted by:  
Andrianna Peterson  
Assistant Village Manager

Date Approved:

**LIQUOR LICENSE HOLDERS - 2010-11**

**NEW CLASS (#O-09-22) Approved 08/10/09**

<u>Class A-1</u> (\$500)	<u>Restaurant License serving beer and wine only, providing that more than 60% of the revenue is from the sale of food; allows consumption of bring-your-own.</u> Antonino's 701 West Hillgrove Avenue Grapevine 9 West Hillgrove Avenue Lucca's Pizzeria 108 West Burlington Avenue Noodles & Company 1 East Burlington Avenue Q Barbeque 70 S. La Grange Road Sushi House 120 B West Calendar Yau's Place 110 W. Burlington
<u>Class A-2</u> (\$2,000)	<u>Restaurant License selling a full-line of alcoholic beverages and includes a lounge or bar area, providing that more than 60% of the revenue is from the sale of food; allows consumption of bring-your-own.</u> Al's Char House 32 South La Grange Road Aurelio's Pizza 11 W. Calendar Avenue Bacino's 36 South La Grange Road Casa Margarita 32 South La Grange Road Chequers 100 West Burlington Avenue Francesca's 75 South La Grange Road Magic Wok 23 West Harris Avenue Marconi's 15 Calendar Avenue Nicksons 30 S. La Grange Road Palmer Place 56 South La Grange Road Santiago's 9 South La Grange Road Toscana's Grill 80 South La Grange Road
<u>Class A-3</u> (\$1,250)	<u>Restaurant License selling a full-line of alcoholic beverages but includes only a service bar, providing that more than 60% of the revenue is from the sale of food; allows consumption of bring-your-own.</u> Chipotle Mexican Grill, Inc. 1 South La Grange Road Kama 8 W. Burlington Avenue Prasino 93 South La Grange Road Thipi Thai 50 South La Grange Road
<u>Class B</u> (\$500)	<u>General retail sales of beer and wine incidental to other sales.</u> DeVries Super Market 806 Arlington Grapevine 9 West Hillgrove Avenue 7-Eleven 6 East 47th Street 7-Eleven 201 West Hillgrove Avenue Trader Joe's 25 N. La Grange Road
<u>Class C-1</u> (\$1,000)	<u>Food boutique allows sales of wine in its original package &amp; sales of wine by the glass; providing that more than 50% of the revenue is from the sale of goods other than liquor.</u> None



Class H (\$250)

Bring your own beer and wine restaurants (without Class A License).  
Knead Marketplace, Inc. 13 S. La Grange Road

Class H (\$100)

Bring your own beer and wine other (in meal preparation services stores; in crafts-making stores; in retail stores having a private event or a structured instruction class).  
None

VILLAGE OF LA GRANGE  
Department of Public Works

**BOARD REPORT**

TO: Village President, Village Clerk, Board of Trustees, and Village Attorney

FROM: Robert J. Pilipiszyn, Village Manger  
Ryan Gillingham, Director of Public Works

DATE: June 14, 2010

RE: **PURCHASE – PUBLIC WORKS DEPARTMENT /  
REPLACEMENT DUMP TRUCK**

---

The FY2010-11 Village budget provides for the replacement of Truck No. 2, which is dual axle dump truck with a plow and spreader. This vehicle is the largest general utility truck in the fleet and is used for snow and ice control in the winter, general hauling of dirt and gravel in the summer and hauling leaves in the fall. The existing truck has 92,480 miles and has reached the end of its useful life. It is no longer cost-effective to maintain this vehicle; mechanical repairs have become increasingly frequent. This vehicle currently requires transmission, front steering, suspension and fuel system repairs to keep it operational.

The Equipment Replacement Fund provides for the routine replacement of equipment on a defined schedule. Replacing equipment at regular intervals allows the Village to operate newer equipment, which lowers costs by reducing maintenance expenditures and providing a greater trade-in value on existing equipment. The cost savings realized by sustaining a newer equipment fleet reduces maintenance costs in both parts and the personnel required to make the repairs. Also, replacing older equipment reduces equipment downtime and increases equipment reliability, which is especially important during emergencies such as water main breaks and snow events. The Village's mechanic has determined that the appropriate replacement schedule for this truck is twelve years, which is based on the anticipated trade-in value and the expected wear on the equipment.

Additionally we have evaluated whether we would recommend delaying the purchase of this vehicle due to current budget constraints. Since this truck is utilized for several critical operations including snow plowing and water main breaks, we recommend not delaying the purchase of this vehicle. If approved we anticipate that the truck would be delivered before the upcoming winter season.

In order to reduce the costs for the equipment, we propose to purchase the cab and chassis separate from dump body, snow plow, salt spreader, and pre-wet system to apply calcium chloride to the salt. The cab and chassis is offered through a cooperative purchasing program through the State of Illinois. The selected vendor for this vehicle through this program, Prairie International of Springfield, Illinois, provided a quote for

the cab and chassis in the amount of \$74,637. Additionally they offered a trade-in value for the existing truck in the amount of \$7,500.

We solicited quotes for the dump body, plow, salt spreader and pre-wet system with the following results:

<b>Truck No. 2 – Dump Body &amp; Snow Control System</b>	<b>Amount</b>
Lindco Equipment Sales, Inc., Merrillville, IN	\$44,654
Monroe Truck Equipment, Joliet, IL	\$44,878
R.G. Smith, Des Plaines, IL	\$47,988

As noted above, Lindco Equipment Sales, Inc. provided the low quote for the dump body and snow control system in the amount of \$44,654. The following table details the total cost for the vehicle.

<b>Truck No. 2</b>	<b>Amount</b>
Cab & Chassis	\$74,637
Dump Body & Snow Control System	\$44,654
Less Trade-In	(\$7,500)
<b>Total</b>	<b>\$111,791</b>
FY2010-11 Budget Amount	\$128,000

Based on the above analysis the total cost for the vehicle would be \$111,791, which is below the budgeted amount of \$128,000 in the FY2010-11 Equipment Replacement Fund.

We recommend that the Village Board waive the competitive bidding process and authorize the purchase of cab and chassis from Prairie International, Inc. in the amount of \$74,637 less a trade-in value of \$7,500 for the existing truck, and the purchase of the dump body and snow control system from Lindco Equipment Sales, Inc. in the amount of \$44,654.

VILLAGE OF LA GRANGE  
Department of Public Works

**BOARD REPORT**

TO: Village President, Village Clerk, Board of Trustees, and Village Attorney

FROM: Robert J. Pilipiszyn, Village Manger  
Ryan Gillingham, Director of Public Works

DATE: June 14, 2010

RE: **EQUIPMENT PURCHASE – PUBLIC WORKS DEPARTMENT /  
ABOVE GROUND FUEL STORAGE TANK**

---

Due to capital replacement and increasing operational expenses for utilizing the Village of Brookfield's fueling station, the Village last year strategically assessed various options for purchasing fuel. Based on this analysis, the Village decided to utilize local gas stations in combination with an above ground diesel storage tank at Public Works. The transition to the new fueling operations was completed last year.

The Village realized a significant cost savings from buying diesel fuel in bulk, as well as a time savings for personnel from not having to travel away from the Public Works facility for fueling operations. As a comparison on May 24, 2010 the price of fuel at the Village's current fueling station was \$2.99 per gallon, while the price of fuel from bulk suppliers was \$2.31. Based on a savings of 61 cents per gallon and an average Village wide use of 3,300 gallons of gasoline per month, the Village could expect to save approximately \$24,000 per year by buying fuel in bulk. The FY 2010-11 Village budget provides for the purchase of an above ground unleaded gasoline fuel storage tank at the Public Works facility in the amount of \$20,000.

In determining the specific piece of equipment that would be the most appropriate for the Village's needs, Public Works met with several fuel tank suppliers and installers. The criteria used for evaluating the different types of tanks included size, safety features, materials, fuel pump, and compatibility with the existing fuel management system. Based on this analysis, a 2,500 gallon above ground unleaded gasoline storage tank with associated dispensing equipment was selected. The fuel management system previously purchased for the diesel storage tank would also control the fuel dispensing for the new unleaded gasoline storage tank.

The proposed unleaded regular gasoline storage tank would be located within the Public Works yard near the west entrance next to the existing diesel storage tank. A permit is required from the Illinois Office of the State Fire Marshall, whose office regulates the

installation of above ground storage tanks. Additionally, the Fire and Community Development Departments were consulted as to the regulations and requirements for the installation of an above ground unleaded gasoline storage tank. The proposed location meets Village requirements.

We solicited quotes from local contractors capable of procuring and installing the above ground storage tank based on the above criteria. Additionally, we requested that the contractors include obtaining the required permit from the Office of the State Fire Marshall in their quote. The following table summarizes the quotes received for the tank:

No.	COMPANY	CONTRACT PRICE
1	Ampco, Forest View, IL	\$19,898
2	Howard Lee & Sons, Inc., Cherry Valley, IL	\$22,250
3	Petroleum Technologies Equipment, Inc. Lyons, IL	\$24,350
4	Crowne Industries, LTD.,	\$28,600
5	Metro Tank and Pump Company, Wheeling, IL	\$28,691
FY 2010-11 Public Works Department / Capital Projects		\$20,000

Ampco of Forest View, IL provided the lowest quote in the amount of \$19,898. We have verified their capability for completing the work and consider them to have provided the lowest responsible quote.

Once installed, it is planned that this tank will be available to all equipment and vehicles in the Village fleet to utilize for fueling. We anticipate that it will take approximately 2-3 months from approval until the tank is installed and operational.

We recommend that the Village Board waive the formal competitive bidding process and authorize the purchase and installation of an above ground diesel storage tank from Ampco in the amount of \$19,898.

VILLAGE OF LA GRANGE  
Department of Public Works

**BOARD REPORT**

TO: Village President, Village Clerk  
Board of Trustees, and Village Attorney

FROM: Robert Pilipiszyn, Village Manager  
Ryan Gillingham, Director of Public Works

DATE: June 14, 2010

RE: **AWARD OF CONTRACT – 2010 50/50 SIDEWALK  
REPLACEMENT PROGRAM**

---

The FY 2010-11 Capital Projects Fund budget reflects \$15,000 for the replacement of concrete sidewalk. Since the sidewalks within the CBD were recently repaired as part of the CBD resurfacing program, the full amount of the budget will go towards the residential 50/50 sidewalk replacement program. Residents wishing to replace cracked, broken or potentially hazardous sidewalk may elect to participate in the program on 50/50 cost sharing basis. Selection for participation in the program is based on a first come first served basis.

Based on the budget amount of \$15,000, we requested quotes from contractors to remove and replace approximately 2,500 square feet of sidewalk and 100 lineal feet of curb and gutter. We requested quotes from seven local contractors known to be capable of performing the work. We received the following three quotes for the work:

VENDOR/LOCATION	QUOTES	
	SIDEWALK REMOVAL AND REPLACEMENT	CURB AND GUTTER REMOVAL AND REPLACEMENT
Kings Point General Cement, Inc. Bensenville, IL	\$5.00 / Square Foot	\$18.00 / Lineal Foot
Carrera Concrete Addison, IL	\$6.75 / Square Foot	\$32.00 / Lineal Foot
Schroeder & Schroeder Skokie, IL	\$7.00 / Square Foot	\$25.00 / Lineal Foot

Kings Point General Cement provided the low quote in the amount of \$5.00 per square foot for the removal and replacement of sidewalk and \$18.00 per lineal foot for the removal and replacement of curb and gutter. We have verified the contractor's availability and have contacted municipal references for this company. The references for this contractor were positive. Additionally this company is prequalified with IDOT to perform concrete work. It is our recommendation that the Village Board execute a

contract with Kings Point Cement based on their low quote for the sidewalk replacement program and positive references.

Please note that the budget amount for the sidewalk replacement program was reduced this past year from \$50,000 to \$15,000 in order to balance the budget. After the contract is approved, we will meet with residents to determine the exact scope of work so that we can provide them with the invoice for the quantity of sidewalk replacement they are requesting. Based on the quantities calculated from these meetings, we then determine which residents will be able to participate in the current program. Due to the availability of funds and interest in the program, some residents wishing to participate in the program this year may have to wait until next year.

We recommend that the Village Board waive the formal bidding process and authorize staff to enter into a contract with Kings Point General Cement, Inc. for the 2010 50/50 Sidewalk Program at a unit price of \$5.00 per square foot for sidewalk removal and replacement and \$18.00 per lineal foot for curb and gutter removal and replacement.

VILLAGE OF LA GRANGE  
Fire Department

**BOARD REPORT**

TO: Village President, Village Clerk, and  
Board of Trustees and Village Attorney

FROM: Robert J. Pilipiszyn, Village Manager and  
David W. Fleege, Fire Chief

DATE: June 14, 2010

RE: **RESOLUTION – APPOINTMENT OF FIRE CHIEF AS THE  
VILLAGE EMERGENCY MANAGEMENT AGENCY COORDINATOR**

---

Currently, the La Grange Village Code establishes the Emergency Services and Disaster Agency Ordinance in accordance with the Illinois Emergency Management Agency Act, 20 ILCS, 3305.

The purpose of establishing an Emergency Management Agency is to prepare for, prevent, minimize, repair and alleviate injury or damage resulting from natural, manmade disaster, health related epidemic or disaster caused by sabotage or other hostile action.

It is recognized that the ultimate authority in disaster situations rests with the Village President. In accordance with Illinois Revised Statutes, the Village President, or his/her successor shall be the only authority to declare a local disaster emergency. While the President of the Village has the ultimate command authority within the Village, it is also recognized that the response to a disaster relies on many government levels including municipal, county, supporting counties, state regional, state and federal. It is therefore critical that any such response be entirely coordinated to ensure a proper response to the situation.

Accordingly, under the Illinois Emergency Management Agency Act, the Village President is required to appoint a coordinator of the Emergency Management Agency for the Village. The coordinator is responsible for the organization, administration, training and operation of the Emergency Management Agency, subject to the direction and control of the Village President and Board of Trustees.

Therefore, a resolution appointing the LaGrange Fire Chief as the Village of La Grange Emergency Management Agency Coordinator is presented for consideration. We recommend approval of this resolution.

VILLAGE OF LA GRANGE

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION APPOINTING THE LA GRANGE FIRE CHIEF  
AS THE VILLAGE OF LA GRANGE  
EMERGENCY MANAGEMENT AGENCY COORDINATOR

WHEREAS, the Village of La Grange is an Illinois municipal corporation operating in accordance with the Illinois Municipal Code, 65 ILCS 5/1-1-1 *et seq.*; and

WHEREAS, under the Illinois Emergency Management Agency Act, 20 ILCS 3305/1 *et seq.*, (the “Act”) the Village created an Emergency Management Agency to effectively prepare and, if necessary, utilize resources and facilities to respond to any disaster that may occur; and

WHEREAS, under the Act, the Village President is required to appoint a coordinator of the Emergency Management Agency created by the Village, which coordinator is responsible for the organization, administration, training, and operation of the Emergency Management Agency, subject to the direction and control of the Village President and Board of Trustees; and

WHEREAS, the Village President has appointed the La Grange Fire Chief as the Village of La Grange Emergency Management Agency Coordinator; and

WHEREAS, the President and Board of Trustees of the Village of La Grange have determined that it is in the best interests of the Village and its residents to approve the appointment of the La Grange Fire Chief as the La Grange Emergency Management Agency Coordinator;

NOW, THEREFORE, BE IT RESOLVED by the President and Board of Trustees of the Village of La Grange, Cook County and State of Illinois, as follows:

Section 1. Recitals. The foregoing recitals are incorporated into this Resolution as findings of the President and Board of Trustees.

Section 2. Approval of Appointment of Coordinator; Successors. The President and Board of Trustees hereby approve the appointment of David Fleege, the La Grange Fire Chief, as the La Grange Emergency Management Agency Coordinator. This appointment of the Coordinator is applicable to Fire Chief Fleege and to his successors in the office of La Grange Fire Chief, until the Village President may appoint a different Coordinator and the Board of Trustees has approved that appointment.

Section 3. Compensation. The La Grange Emergency Management Coordinator will be compensated for his or her service as the Coordinator in an amount as may be approved by the President and Board of Trustees from time to time.

Section 4. Effective Date. This Resolution will be in full force and effect on its passage and approval in the manner provided by law.

PASSED this \_\_\_\_ day of \_\_\_\_\_ 2010.

AYES:

\_\_\_\_\_

NAYS:

\_\_\_\_\_

ABSENT:

\_\_\_\_\_

APPROVED this \_\_\_\_ day of \_\_\_\_\_ 2010.

\_\_\_\_\_  
Elizabeth M. Asperger, Village President

ATTEST:

\_\_\_\_\_  
Robert Milne, Village Clerk

VILLAGE OF LA GRANGE  
Fire Department

**BOARD REPORT**

TO: Village President, Village Clerk, and  
Board of Trustees and Village Attorney

FROM: Robert J. Pilipiszyn, Village Manager and  
David W. Fleege, Fire Chief

DATE: June 14, 2010

RE: **INTERGOVERNMENTAL AGREEMENT – CONSORTIUM  
TESTING FOR FIREFIGHTER / PARAMEDIC APPLICANTS THROUGH THE  
COLLEGE OF DU PAGE**

---

Prior to 2004, the Village had previously conducted its own eligibility testing for firefighter / paramedic applicants. Beginning in 2004, the Village joined and has consistently renewed participation in the fire service testing consortium conducted by the College of Du Page in an effort to broaden the pool of potential candidates and because the overall approach was more cost-effective than if the Village continued to independently conduct such testing.

Our current firefighter / paramedic eligibility register expires in June, 2011. According to the Illinois Compiled Statutes, we must maintain a current eligibility register of candidates. Consequently, we must decide whether to renew our participation in the consortium or revert back to the previous practice of independent testing.

We have assessed the value of continued participation in the consortium and concluded that this intergovernmental testing process continues to be of benefit to the Village in terms of cost savings, depth of candidates and quality of candidates. The Board of Fire and Police Commissioners concurs with our assessment and unanimously endorsed continued participation in the consortium testing process through College of Du Page, at a meeting on June 9, 2010.

We recommend that the Village Board approve the attached Intergovernmental Agreement which renews our membership in the Firefighter / Paramedic applicant testing consortium through the College of Du Page for the fall 2010 testing cycle.

VILLAGE OF LA GRANGE  
Fire Department

**BOARD REPORT**

TO: Village President, Village Clerk, and  
Board of Trustees and Village Attorney

FROM: Robert J. Pilipiszyn, Village Manager and  
David W. Fleege, Fire Chief

DATE: June 14, 2010

RE: **ORDINANCE – AMENDMENTS TO THE VILLAGE CODE  
GOVERNING THE FOREIGN FIRE INSURANCE BOARD**

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The Illinois Municipal Code, 65 ILCS 5/11 – 10 – 1 et seq., authorizes a municipality to impose a tax on foreign insurance companies that provide fire insurance for property situated within the municipality and provides for the elections of officers of the fire department to a foreign fire insurance board. The purpose of this section is to establish procedures and standards for the management and administration of foreign fire insurance taxes collected by the Village pursuant to the Sections of this Code and the Illinois Municipal Code.

On August 14, 2009, House Bill 587 was signed into law and became effective immediately as Public Act 96-0505. The bill amended the Illinois Municipal Code by changing Section 11-10-2.

According to the new Act, the following changes have been made:

1. A Foreign Fire Insurance Board shall be created within the fire department of each municipality with fewer than 500,000 inhabitants. Previous language stated 250,000.
2. Prior to the new Act, language did not exist in relation to board make-up. New language requires that the board consist of seven members. One of them is the Fire Chief and the other six are sworn members that are elected by sworn members.
3. If there is an insufficient number to fill these positions, the number may be reduced, but not fewer than three.
4. The members of the Foreign Fire Insurance Board shall annually elect a chairman and treasurer of the board.
5. As part of the municipal audit, foreign fire insurance funds shall be audited to

verify that the funds have been expended by that board only.

Therefore, an ordinance amending various sections of the La Grange Code of Ordinances regarding Foreign Fire Insurance is presented for consideration. We recommend approval of this ordinance.

VILLAGE OF LA GRANGE

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE AMENDING VARIOUS SECTIONS  
OF THE LA GRANGE CODE OF ORDINANCES  
REGARDING FOREIGN FIRE INSURANCE

WHEREAS, Division 11-10 of the Illinois Municipal Code, 65 ILCS 5/11-10-1 *et seq.*, authorizes a municipality to impose a tax on foreign insurance companies that provide fire insurance for property situated within the municipality and provides for the election of officers of the fire department to a foreign fire insurance board; and

WHEREAS, the Village imposes a foreign fire insurance company tax and maintains a foreign fire insurance board; and

WHEREAS, the President and Board of Trustees of the Village of La Grange have determined that it is appropriate to amend applicable provisions of the La Grange Code of Ordinances regarding the foreign fire insurance company tax and foreign fire insurance board to ensure conformity with Division 11-10 as it has amended been amended by the Illinois Legislature;

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of La Grange, Cook County and State of Illinois, as follows:

Section 1. Recitals. The foregoing recitals are hereby incorporated into this Ordinance as findings of the President and Board of Trustees.

Section 2. Amendment of Sections 33.160, 33.161, 33.162, and 33.163 of La Grange Code of Ordinances. The La Grange Code of Ordinances is hereby amended by deleting Sections 33.160, 33.161, 33.162, and 33.163 in their entirety and replacing the deleted sections with a new Section 33.160 titled "Foreign Fire Insurance Company Tax," which new Section 33.160 will hereafter read as follows:

**§ 33.160 FOREIGN FIRE INSURANCE BOARD**

- (A) Purpose. The purpose of this Section is to establish procedures and standards for the management and administration of foreign fire insurance taxes collected by the Village pursuant to Section 116.100 of this Code and Sections 11-10-1 and 11-10-2 of the Illinois Municipal Code, 65 ILCS 5/11-10-1, 11-10-2.

(B) Foreign Fire Insurance Board.

1. Establishment of Board, Composition. There is hereby established the La Grange Foreign Fire Insurance Board comprised of seven trustees including the Fire Chief and six members of the Fire Department elected at large by the sworn members of the Fire Department. If there is an insufficient number of candidates to fill all the trustee positions, then the number of trustees may be reduced, but not to fewer than 3 trustees. The members of the Board shall serve two-year terms. Elections shall be held in May of odd-numbered years. The members of the Board shall annually elect a chairman and a treasurer as officers of the Board. All members of the Fire Department are eligible to be elected as officers of the Board. No member may hold any office after termination or resignation from the Fire Department.
2. Rules; By-Laws. The trustees of the Board shall make all needful rules and regulations with respect to the Board and the management of the money to be appropriated to the Board. No rules or by-laws of the Board may be adopted modified, or amended without the prior approval of the Board of Trustees.
3. Powers and Duties of Officers; Treasurer's Bond. The officers of the Board shall develop and maintain a listing of those items that the Board feels are appropriate expenditures under this Act. The treasurer of the Board shall give a sufficient bond to the Village. That bond must be approved by the Village President, conditioned on the faithful performance by the treasurer of his or her duties under this Section and State law. The treasurer of the Board shall receive the appropriated money and shall pay out the money upon the order of the Board for the maintenance, use, and benefit of the Fire Department.
4. Fire Chief Approval. No equipment, fixture, appliance, article, or other item may be introduced into any fire station or used by any member of the Fire Department without the prior approval of the Fire Chief.

- (C) Receipt and Management of Taxes. The treasurer of the Foreign Fire Insurance Board will receive the foreign fire insurance funds paid to the Foreign Fire Insurance Board in accordance with Section 116.100 of this Code and must deposit all such money into a dedicated foreign fire insurance account. Money deposited into the Foreign Fire Insurance Account (i) must be used solely for the maintenance, use, and benefit of the Fire Department, (ii) may be paid out by the treasurer only upon the order of the Board, and (iii) must be administered in accordance with the following standards:

1. Use of Funds. Money from the Foreign Fire Insurance Account may be used only for the following purposes:

- (a) Maintenance of existing Fire Department firefighting and emergency medical service equipment; and
- (b) Purchase of materials and equipment for firefighting and emergency medical service purposes; and
- (c) Purchase and maintenance of equipment and materials for the improvement of the Village fire station; and
- (d) Payment of any service charge assessed by the Illinois Municipal League, or such other entity as is charged with the collection and disbursement of foreign fire insurance tax proceeds, provided that such service charge is authorized by State law; and
- (e) Payment of the costs of the bond for the Treasurer of the Foreign Fire Insurance Board required by this Code, the annual audit of the Foreign Fire Insurance Account required by this Code, publication of the Village Treasurer's annual report, and any other service obtained from the Village's Director of Finance; and
- (f) Specialized services and training directly related to Fire Department functions.

The Board may not enter into any contract or agreement obligating expenditures from the Account in excess of the amount of money currently on deposit in and currently available for use from the account. Any firefighting equipment or other items purchased with money from the Foreign Fire Insurance Account shall be purchased in the name of the Village of La Grange and shall become the property of the Village.

2. Designation of Uses.

- (a) Meeting Required; Notice. The Board may authorize use of money from the Foreign Fire Insurance Account only at a meeting conducted at the Fire Department in accordance with the Open Meetings Act and open to all members of the Fire Department. Notice of each such meeting must be given at least 48 hours in advance of such meeting by posting an agenda therefor in a prominent location at the Fire Department.

- (b) **Necessary Vote.** An affirmative vote of a majority of the members of the Board is required to authorize any use of money from the Foreign Fire Insurance Account.
- 3. **Records.** The treasurer of the Board must keep accurate and current records of the Foreign Fire Insurance Account, including all deposits thereto, withdrawals or disbursement therefrom, balances, and the like. The Board must keep accurate and current minutes of the meetings conducted by and decisions made by the officers of the Foreign Fire Insurance Board related to the Foreign Fire Insurance Account.
- 4. **Annual Report.** The treasurer of the Foreign Fire Insurance Board must make and file with the Village Clerk and the Village treasurer, within 30 days after the end of each fiscal year, an annual report giving a full and detailed account of all receipts and disbursements made from the Foreign Fire Insurance Account during the preceding fiscal year.
- 5. **Audit.** As part of the Village's annual audit, funds in the Foreign Fire Insurance Account must be audited to verify that purchases from that account have been made only for the maintenance, use, and benefit of the Fire Department.

Section 3. Amendment of Sections 116.100, 116.101 and 116.102 of La Grange Code of Ordinances. The La Grange Code of Ordinances is hereby amended by deleting Sections 116.100, 116.101, and 116.102 in their entirety and replacing the deleted sections with a new Section 116.100 titled "Foreign Fire Insurance Company Tax," which new Section 116.100 will hereafter read as follows:

**§ 116.100 FOREIGN FIRE INSURANCE COMPANY TAX.**

- (A) **Tax Imposed.** Any corporation, company or association which is not incorporated under the laws of the State of Illinois and which is engaged in effecting fire insurance in the Village shall pay to the treasurer of the La Grange Foreign Fire Insurance Board, for the maintenance, use, and benefit of the La Grange Fire Department, a sum of money equal to two percent per year of the gross receipts received as premiums upon fire insurance policies by any and all agents of such corporation, company, or association during the year ending on July 1 in each year for all fire insurance effected or agreed to be effected on property located within the Village by or with such corporation, company, or association.
- (B) **Report of Agents; Payment of Tax.** Every person who acts in the Village as agent, or otherwise, for or on behalf of any such corporation, company, or association must, on or before July 15 of

each year, render to the treasurer of the La Grange Foreign Fire Insurance Board and to the Village Clerk a full and true account, verified by such person's oath, of all of the premiums on fire insurance policies on property located within the Village which, during the year ending July 1 preceding such report, were received by him or her or by some other person on behalf of such corporation, company, or association. Such agent also must pay to the treasurer of the La Grange Foreign Fire Insurance Board, at the time of rendering the report, the sum of money for which the corporation, company, or association is chargeable under this Section. The treasurer of the La Grange Foreign Fire Insurance Board must promptly deposit all fees collected pursuant to this Section to the authorized Foreign Fire Insurance Account.

- (C) Collection of Fees. The sum of money for which such corporation, company, or association effecting fire insurance is chargeable may be recovered from the corporation, company, or association, or its agent or agents, by an action in the name of and for the use of the Village as for money had and received. Nothing in this Section shall be held to exempt any person, corporation, company, or association from conviction under the provisions of Section 11-10-3 of the Illinois Municipal Code, 65 ILCS 5/11-10-3.
  
- (D) Compliance with Provisions. It shall be unlawful for any corporation, company, or association not incorporated under the laws of the State of Illinois to engage in effecting fire insurance, or to transact any business of fire insurance in the Village, while in default by not fully complying with any of the requirements of this Section and until such requirements have been fully complied with; provided, however, that this provision shall not relieve any corporation, company, or association from the payment of any loss upon any risk that may be taken in violation of this Section.

Section 4. Effective Date. This Ordinance will be in full force and effect after its passage, approval, and publication in pamphlet form in the manner provided by law.

PASSED this \_\_\_\_ day of \_\_\_\_\_ 2010.

AYES:

NAYS:

ABSENT:

APPROVED this \_\_\_\_ day of \_\_\_\_\_ 2010.

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Elizabeth Asperger, Village President

ATTEST:

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Robert Milne, Village Clerk

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VILLAGE OF LA GRANGE  
Police Department

**BOARD REPORT**

TO: Village President, Village Clerk,  
Board of Trustees and Village Attorney

FROM: Robert J. Pilipiszyn, Village Manager and  
Michael A. Holub, Chief of Police

DATE: June 14, 2010

RE: **ORDINANCE-DISPOSAL OF SURPLUS PROPERTY**

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The Police Department routinely becomes the custodian of a wide variety of property that is lost, mislaid, abandoned, forfeited, or of no further evidentiary value. As the Police Department currently has several such items, permission is requested to dispose of these items. State law allows the Village to sell surplus property in a manner that is best for the Village. All unclaimed/recovered property is disposed of in compliance with the Illinois State Statutes, which requires property to be held for at least six (6) months and after all reasonable efforts have been made to return the property to the rightful owner.

In the past, the Police Department has organized a public auction to sell surplus property. The majority of these items have been bicycles recovered in the previous year that are of little or no value. Our auction efforts for these types of items have been marginally successful and we have been looking at alternative methods to dispose of property. By way of contrast, more valuable property such as vehicles or jewelry sell very well when auctioned on-line. Vehicles of lower value have typically been sold at a public auction held at Triton College to which the Village has entered into an agreement with the West Central Municipal Conference (WCMC). This property disposal request consists of four (4) vehicles forfeited to the La Grange Police Department over the past several months. These vehicles were forfeited to the Police Department due to violations of the Illinois Controlled Substances Act, Violations of the Illinois Cannabis Act, and violations of Driving While Under The Influence Of Drugs/Alcohol. All vehicles have undergone asset forfeiture proceedings through the Cook County State's Attorney's Office and have been ultimately awarded to the La Grange Police Department. The statutory appeals time has lapsed on all of the vehicles and the Police Department now holds title to each of these vehicles. The attached list is an inventory of vehicles to be sold through eBay or another auction house as determined by the Police Department.

We recommend that the Village Board authorize the La Grange Police Department to dispose of the items as per the attached ordinance.

**Exhibit 'A'**  
**Village of La Grange**  
**Police Department**  
**Personal Property to be declared surplus.**

<u>Year</u>	<u>Make</u>	<u>Model</u>	<u>VIN #</u>	<u>Auction Place</u>
2002	Dodge	Intrepid	2B3HD46R42H226031	eBay
1982	Cadillac	Deville	1G6AD4789C9218792	eBay
2000	Chevrolet	Cavalier	1G1JC5241Y7121219	eBay
1999	Chevrolet	Astro Van	1GNDM19W4XB111529	eBay

\* If one auction is unavailable, the Police Department may choose to sell the vehicles at an alternate auction house

VILLAGE OF LA GRANGE

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE AUTHORIZING DISPOSAL OF PERSONAL PROPERTY OWNED BY THE VILLAGE OF LA GRANGE

WHEREAS, in the opinion of the corporate authorities of the Village Of La Grange, it is no longer necessary, useful, or in the best interests of the Village to retain ownership of the personal property described in this Ordinance; and

WHEREAS, it has been determined by the President and the Board Of Trustees of the Village Of La Grange to dispose of said personal property in the manner described in this Ordinance;

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of La Grange, Cook County and State of Illinois, as follows:

Section 1. Recitals. The foregoing recitals are hereby incorporated into this Ordinance as findings of the President and Board of Trustees.

Section 2. Disposal of Surplus Property. The President and Board Of Trustees find that the personal property described in Exhibit A attached to this Ordinance and by this reference incorporated into this Ordinance (the "Surplus Property") is no longer necessary or useful to the Village, and thus the Village Manager for the Village Of La Grange is hereby authorized to direct the sale or disposal of the Surplus Property in the manner most appropriate to the Village. The Surplus Property shall be sold or disposed of in "as is" condition.

Section 3. Effective Date. This Ordinance shall be in full force and effect from and after its passage, approval, and publication in pamphlet form in the manner provided by law.

PASSED this \_\_\_\_ day of \_\_\_\_\_ 2010.

AYES: \_\_\_\_\_

NAYS: \_\_\_\_\_

ABSENT: \_\_\_\_\_

APPROVED this \_\_\_\_ day of \_\_\_\_\_ 2010.

By: \_\_\_\_\_  
Elizabeth M. Asperger, Village President

ATTEST:

\_\_\_\_\_  
Robert N. Milne, Village Clerk

VILLAGE OF LA GRANGE  
Administrative Offices

**BOARD REPORT**

TO: Village President, Village Clerk, and  
Board of Trustees

FROM: Robert J. Pilipiszyn, Village Manager  
Mark Burkland, Village Attorney

DATE: June 14, 2010

RE: **ORDINANCE -- PREVAILING WAGE RATES FOR 2010**

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Under the Illinois Prevailing Wage Act, not less than the general prevailing rate of hourly wages in the “locality” for work on public works projects must be paid to all laborers, workers, and mechanics employed by or on behalf of the Village. (The Illinois Department of Labor sets these rates on a county-by-county basis.) The Village must establish the prevailing wage rates in June of each year. Each year, the Illinois Department of Labor issues its determinations on the prevailing wage rates being paid for each county. All or nearly all municipalities adopt the IDOL’s determination of prevailing wage rates. Although a municipality may independently ascertain the prevailing wage rates within its locality, it is a complex process that would most likely be contested by labor councils if it resulted in lower wage rates.

The attached ordinance would adopt, for use in La Grange, the IDOL’s determination of prevailing wage rates for Cook County as of June 2010. The Village Board adopts a prevailing wage ordinance each year, updated with the current prevailing wage rates.

We recommend that the ordinance be approved.

VILLAGE OF LA GRANGE

ORDINANCE NO. O-10-\_\_\_\_\_

AN ORDINANCE ASCERTAINING THE PREVAILING RATE OF WAGES  
FOR LABORERS, MECHANICS, AND OTHER WORKERS  
FOR VILLAGE OF LA GRANGE PUBLIC WORKS PROJECTS IN 2010

WHEREAS, the State of Illinois has enacted “An Act regulating wages of laborers, mechanics and other workers employed in any public works by the State, county, city or any public body or any political subdivision or by any one under contract for public works,” approved June 26, 1941, effective July 1, 1941, and codified as amended at 820 ILCS 130/1 *et seq.* (the “Act”); and

WHEREAS, the Act requires that the Village of La Grange (the “Village”) investigate and ascertain the prevailing rate of wages as defined in the Act for laborers, mechanics, and other workers in the locality of the Village who are employed in performing construction of public works for the Village;

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of La Grange, County of Cook and State of Illinois, as follows:

Section 1. Recitals. The foregoing recitals are hereby incorporated into this Ordinance as findings of the President and Board of Trustees.

Section 2. Ascertainment and Application of Prevailing Wages. To the extent and as required by the Act, the general prevailing rate of wages in this locality for laborers, mechanics, and other workers engaged in construction of public works coming under the jurisdiction of the Village is hereby ascertained to be the same as the prevailing rate of wages for construction work in the Cook County area as determined by the Department of Labor of the State of Illinois as of June 2010, a copy of that determination being attached hereto and incorporated herein by reference as Exhibit A. As required by the Act, any and all revisions of the prevailing rate of wages by the Department of Labor of the State of Illinois shall supersede the Department’s June 2010 determination and apply to any and all public works construction undertaken by the Village.

Section 3. Contractors' Responsibility. Each contractor or subcontractor engaged in construction of public works for the Village to which the general prevailing rate of hourly wages are required by the Act to be paid shall submit to the Village a certified payroll on a monthly basis, in accordance with Section 5 of the Act. The certified payroll shall consist of a complete copy of those records required to be made and kept by the Act. The certified payroll shall be accompanied by a statement signed by the contractor or subcontractor that certifies that (A) such records are true and accurate, (B) the hourly rate paid is not less than the general prevailing rate of hourly wages required by the Act, and (C) the contractor or subcontractor is aware that filing a certified payroll that he or she knows to be false is a Class B misdemeanor. A general contractor may rely on the certification of a lower tier subcontractor, provided that the general contractor does not knowingly rely upon a subcontractor's false certification. Upon two business days' notice, the contractor and each subcontractor shall make available for inspection the records required to be made and kept by the Act (i) to the Village and its officers and agents and to the Director of the Illinois Department of Labor and his or her deputies and agents and (ii) at all reasonable hours at a location within the State.

Section 4. Definitions; Applicability. The definition of any term appearing in this Ordinance that also is used in the Act shall be the same as in the Act. Nothing herein contained shall be construed to apply to the general prevailing rate of wages for Cook County as herein ascertained to any work or employment except public works construction of the Village conducted in Cook County to the extent required by the Act.

Section 5. Posting and Inspection. The Village Clerk shall publicly post or keep available for inspection by any interested party in the main office of the Village this determination or any revisions to the prevailing rate of wages for Cook County. A copy of this determination or of any revised determination of prevailing rate of wages for Cook County then in effect shall be attached to all public works construction contract specifications.

Section 6. Filing. The Village Clerk shall promptly file a certified copy of this Ordinance with both the Secretary of State Index Division of the State of Illinois and the Department of Labor of the State of Illinois.

Section 7. Publication. The Village Clerk shall cause a copy of this Ordinance to be published in a newspaper of general circulation within the area within 30 days after its filing with the Secretary of State Index Division of the State of Illinois and the Department of Labor of the State of Illinois, and such publication shall constitute notice that this determination is effective and that this is the determination of the Village.

Section 8. Mailing upon Request. The Village Clerk shall mail a copy of this determination to any employer, and to any association of employers, and to any person or association of employees who have filed their names and addresses, requesting copies of any determination stating the particular rates and the particular class of workers whose wages will be affected by such rates.

Section 9. Effective Date. This Ordinance shall be in full force and effect from and after its passage, approval, and publication in the manner provided by law.

PASSED this \_\_\_\_ day of \_\_\_\_\_ 2010.

AYES:

\_\_\_\_\_

-

NAYS:

\_\_\_\_\_

-

ABSENT:

\_\_\_\_\_

-

APPROVED this \_\_\_\_ day of \_\_\_\_\_ 2010.

\_\_\_\_\_  
Elizabeth M. Asperger, Village President

ATTEST:

\_\_\_\_\_  
Robert N. Milne, Village Clerk

**EXHIBIT A**

Illinois Department of Labor Prevailing Wages for Cook County  
June 2010

MINUTES  
VILLAGE OF LA GRANGE  
SPECIAL MEETING OF THE  
VILLAGE BOARD OF TRUSTEES

Village Hall Auditorium  
53 South La Grange Road  
La Grange, IL 60525

Monday, April 19, 2010  
7:30 p.m.

1. CALL TO ORDER AND ROLL CALL

The Board of Trustees of the Village of La Grange special meeting was called to order at 7:35 p.m. by President Asperger. On roll call, as read by Administrative Secretary Ellie Elder, the following were:

PRESENT: Trustees Holder, Horvath, Kuchler, Langan, Livingston and Palermo with President Asperger presiding.

ABSENT: Clerk Milne

OTHERS: Village Manager Robert Pilipiszyn  
Assistant Village Manager Andrianna Peterson  
Finance Director Lou Cipparrone  
Community Development Director Patrick Benjamin  
Fire Chief David Fleege  
Police Chief Mike Holub  
Public Works Director Ryan Gillingham  
Facilitator, Greg Kuhn

2. STRATEGIC PLANNING WORKSHOP

President Asperger reviewed the strategic planning process which provided staff the foundation for developing an operations plan to implement the Village Board's priorities. The purpose of the workshop is to obtain concurrence from the Village Board that staff is going in the right direction towards implementing the Village Board's strategic goals and provide clarification to staff as may be necessary. President Asperger requested Village Manager Pilipiszyn to describe the development of the operations plan.

Mr. Pilipiszyn provided considerable detail and description as to how the operations plan as a document was organized and how the Village Board's strategic priorities were "operationalized" to fit within the framework. The workload was further divided into tiers to better manage staff resources towards

implementing the Village Board's sixty-plus goals. Mr. Pilipiszyn proposed that the plan be reviewed three times per year (January, May, September).

Mr. Pilipiszyn requested Mr. Gregory Kuhn to facilitate the discussion.

Mr. Kuhn briefly explained the overall design of the operations plan and how one is typically administered.

President Asperger opened the discussion to the Village Board for comments and questions. Considerable discussion ensued.

Matters discussed included: dates and deliverables; intensity of work required of staff resources; connectivity between completion of a short term goal and an on-going, long term goal involving the same subject matter (i.e. – economic development); and the status of certain priorities.

It was the consensus of the Village Board that the operations plan was in symmetry with the Board's strategic goals.

Mr. Kuhn complimented the Village Board on its discussion. As a living document, Mr. Kuhn noted that the plan is an imperfect system but added that the Village has already made demonstrable progress on several items before tonight's workshop because of the organizational discipline created by such a tool.

President Asperger thanked Mr. Kuhn and summarized the Village Board's discussion as follows:

1. The operations plan is in symmetry with Village Board priorities.
  2. Staff to schedule priority policy discussion workshops as identified in the plan.
  3. The operations plan will be reviewed for a status update in September.
3. ADJOURNMENT

The meeting was adjourned at 9:30 p.m.

Respectfully submitted,

Approved:

Robert J. Pilipiszyn  
Village Manager

## MINUTES

VILLAGE OF LA GRANGE  
BOARD OF TRUSTEES REGULAR MEETING  
Village Hall Auditorium  
53 South La Grange Road  
La Grange, IL 60525

Monday, May 10, 2010 - 7:30 p.m.

### 1. CALL TO ORDER AND ROLL CALL

The Board of Trustees of the Village of La Grange regular meeting was called to order at 7:30 p.m. by President Asperger. On roll call, as read by Administrative Secretary Ellie Elder, the following were present:

PRESENT: Trustees Holder, Horvath, Langan, Livingston, Kuchler, and Palermo

ABSENT: Village Clerk Milne

OTHERS: Village Manager Robert Pilipiszyn  
Assistant Village Manager Andrianna Peterson  
Village Attorney Mark Burkland  
Finance Director Lou Cipparrone  
Community Development Director Patrick Benjamin  
Assistant Community Development Director Angela Mesaros  
Public Works Director Ryan Gillingham  
Fire Chief David Fleege  
Police Chief Mike Holub

### 2. PRESIDENT'S REPORT

#### A. Employee Recognition – Fire Captain David Rapp, State Fire Marshall Medal of Honor Recipient

President Asperger recognized Fire Captain David Rapp on his professionalism and exemplary performance in the line of duty, placing the safety of others above his own. President Asperger noted that Fire Captain Rapp will be recognized at the Office of the State Fire Marshal Annual Firefighting Medal of Honor Awards Ceremony at the State Capitol in Springfield. The entire Village Board commended Fire Captain David Rapp.

President Asperger announced that the weekly Farmer's Market will resume on Thursday, May 13.

The La Grange Business Association will display painted rain barrels to be viewed and later auctioned to benefit non-profit community based organizations. President Asperger commented on the successful empty bowls event which raised funds to support local food pantries.

President Asperger indicated that the Village has received notification of the planned demolition of the vacated YMCA building.

The Plan Commission is scheduled to meet on Tuesday, May 11 to continue their review of the Zoning Code.

Lastly, President Asperger noted that correspondence is being sent to Governor Quinn urging him to approve an amendment to the Illinois Vehicle Code which requires motorists to stop for pedestrians crossing in a marked crosswalk rather than just yielding.

B. Appointments – Zoning Board of Appeals and Board of Fire and Police Commissioners

President Asperger noted that a vacancy was created on the Zoning Board of Appeals when Nancy Pierson was appointed to serve on the Plan Commission. President Asperger submitted the appointment of Jeff Hoffenberg who resides at 1030 S. Stone Avenue to fill Ms. Pierson's unexpired term. President Asperger also submitted the appointment of Michael Finder who resides at 73 N. Edgewood Avenue to serve on the Zoning Board of Appeals to replace Kathy Schwappach who will be transferring to the Board of Fire and Police Commission to replace Larry Gess who is relocating to Indian Head Park. Trustee Langan moved to approve the appointments, seconded by Trustee Holder. The motion was approved by voice vote.

C. Appointment – Design Review Commission

President Asperger indicated that Gary Young will be stepping down from the Design Review Commission. To fill the vacancy President Asperger submitted the appointment of Troy Pavelka who resides at 912 Arlington to serve as a member on the Design Review Commission for a term to expire in 2013. Trustee Langan moved to approve the appointment, seconded by Trustee Holder. The motion was approved by voice vote.

D. Appointments and Re-appointments – Advisory Boards and Commissions

President Asperger recommended the appointments and re-appointments of the following: Mark Lies who resides at 437 S. Spring to serve on the Board of Fire and Police Commission until 2013; Kathy Schwappach who resides at 139 N. Madison to serve on the Board of Fire and Police Commission until 2011; Richard Holly who resides at 29 N. Park, John

Stewart who resides at 340 Blackstone, and Lester Williams who resides at 114 East Avenue all to serve on the Community and Economic Development Commission until 2013; Andrea Barnish who resides at 1101 W. Cossitt, Tim Reardon who resides at 21 S. La Grange Road, and Troy Pavelka who resides at 912 Arlington all to serve on the Design Review Commission until 2013; William Holder who resides at 611 S. Waiola to serve on the Emergency Telephone System Board until 2011; Greg Paice who resides at 216 S. Madison and Jerry Reich who resides at 19 N. Drexel both to serve on the Plan Commission until 2013; Police Chief Mike Holub to serve on the Police Pension Board until 2012; Mike Finder who resides at 78 N. Edgewood to serve on the Zoning Board of Appeals until 2011; and Jeff Hoffenberg who resides at 1030 S. Stone to serve on the Zoning Board of Appeals until 2015.

Trustee Langan moved to approve the appointments and re-appointments as noted, seconded by Trustee Livingston. The motion was approved by voice vote.

President Asperger expressed her thanks to all who offered to volunteer their time and service to the community.

3. PUBLIC COMMENTS REGARDING AGENDA ITEMS

None

4. OMNIBUS AGENDA AND VOTE

- A. Ordinance (#O-10-12) Variation – Fence Height on Corner Side Yard / 146 N. Waiola Avenue
- B. Ordinance (#O-10-13) Variation – Required Front Yard / Paul and Margaret Houston, 921 Arlington Street
- C. Ordinance (#O-10-14) Creating an Additional Class F-2 Liquor License – La Grange Field Club, 1314 W. 47<sup>th</sup> Street
- D. (Moved to Current Business for further discussion.)
- E. (Moved to Current Business for further discussion.)
- F. Construction Contract & Engineering Services Agreement – Neighborhood “H” Street Resurfacing Project (Heuer & Associates \$57,053; Chicagoland Paving Contractors, Inc. \$639,900)
- G. Purchase – Public Works Department / Replacement Grapple Loader Truck (Petersen Industries, Inc., Lake Wales, Florida \$57,470; City International, Chicago, Illinois \$61,950)

- H. Purchase – Public Works Department / Replacement of F-350 and F-450 One Ton Trucks
- I. Resolution (#R-10-10) Request to Close La Grange Road / Pet Parade
- J. IDOT (#R-10-11) Permit for Work on State Rights-Of-Way
- K. Ordinances (#O-10-15 & #O-10-16) – Disposal of Surplus Property
- L. Minutes of the Village of La Grange Board of Trustees Public Hearing and Regular Meeting Monday, April 12, 2010
- M. Minutes of the Village of La Grange Special Village Board Meeting on Monday, April 26, 2010
- N. Consolidated Voucher 100426 – (\$465,433.92)
- O. Consolidated Voucher 100510 – (\$700,576.67)

To provide clarification relating to item 4-C on the agenda, Trustee Kuchler explained that although some Trustees are members of the La Grange Field Club, the Village Board is voting to amend the code to allow another liquor license to be created and upon approval, the Liquor Commissioner will issue the liquor license to the applicant.

Trustee Kuchler requested items 4-D and 4-E be removed from the Omnibus Agenda and placed under Current Business for further discussion

It was moved by Trustee Langan to approve items A, B, C, F, G, H, I, J, K, L, M, N and O of the Omnibus Agenda, seconded by Trustee Holder.

Approved by roll call vote.

Ayes: Trustees Holder, Horvath, Kuchler, Langan, Livingston,  
and Palermo

Nays: None  
Absent: None

## 5. CURRENT BUSINESS

- 4-D Engineering Services Agreement – Preliminary Engineering Study for Improvements to the 47<sup>th</sup> Street Corridor (Removed from Omnibus for further discussion.)

Trustee Kuchler presented the item and gave detailed information relevant to the identified improvements for pedestrian safety and traffic management at the 47<sup>th</sup> Street Corridor.

Trustee Kuchler itemized the preliminary engineering study recommendations for improvements provided by the Village's traffic engineering consultant, KLOA, Inc. and funding sources for the possible reconfiguration of the roadway.

Trustee Kuchler indicated that the engineering study would be completed this fall and any proposed improvements to the 47<sup>th</sup> Street Corridor would be discussed in a workshop setting.

Trustee Kuchler moved to approve a contract with KLOA to perform the engineering study in an amount not to exceed \$14,000, seconded by Trustee Langan.

Trustee Kuchler noted the importance in communicating to residents all of the work which the Village has completed and planned for traffic calming and pedestrian safety within the 47<sup>th</sup> Street Corridor. Trustee Kuchler sought to confirm if the study would be postponed until after the current resurfacing of 47<sup>th</sup> Street was completed and Public Works Director Ryan Gillingham responded affirmatively. Trustee Kuchler inquired about other corridor projects and their effectiveness such as CREATE and Mr. Gillingham responded that each will be evaluated and presented to the Village Board in the future for discussion.

Trustee Langan commented on the pedestrian crosswalk at 9<sup>th</sup> Avenue and 47<sup>th</sup> Street. He said that residents in the neighborhood appreciate the attention which the Village has given to the matter of increased pedestrian safety and more cars are stopping at the crossing.

Trustee Horvath suggested that a flashing red light at the crossing may be a better synchronization with the new state law.

Trustee Palermo inquired if the gathering of data by the consultant would be performed when schools are in session. Mr. Gillingham responded affirmatively, however it would not be gathered during the resurfacing project. Trustee Palermo echoed Trustee Langan's comments on the pedestrian crosswalk and added his hopes that the Governor signs the legislation to require motorists to stop for pedestrians crossing in a marked crosswalk.

Approved by roll call vote.

Ayes: Trustees Holder, Horvath, Kuchler, Langan, Livingston,  
and Palermo

Nays: None  
Absent: None

- 4-E Equipment Purchase – Police Department / Replacement and upgrade of Emergency 9-1-1 Telephone Answering System (Removed from Omnibus for further discussion.)

Trustee Kuchler presented this item in detail to communicate the need for replacement and upgrades to the current Emergency 9-1-1 telephone answering equipment and implementation of an enhanced digital mapping system. It was noted that AT&T is the only company that can provide the equipment and installation in a timely manner. Trustee Kuchler indicated that federal funds in the amount of \$100,000 have been appropriated through Congressman Lipinski's office to offset the cost of the equipment.

Trustee Kuchler moved to waive the competitive bidding process and authorize staff to enter into an agreement with AT&T for the purchase and installation of a replacement and upgraded Emergency 9-1-1 Telephone Answering System (\$211,579) and for the implementation of the enhanced digital mapping system (\$25,000), for a total project cost not to exceed \$236,579, seconded by Trustee Langan.

Trustee Kuchler noted his thanks for appropriated federal funds and inquired about the balance needed to purchase the equipment. Finance Director Lou Cipparrone noted that funds have been budgeted for this purchase in the Equipment Replacement Fund and the Emergency Telephone System Board Fund.

Trustee Kuchler inquired about other municipalities desire to participate in a joint dispatch. Police Chief Mike Holub noted that the Village has reached out to other communities to share one network. Chief Holub added that the Village of La Grange is preparing for advances in technology and is willing to consider joint agreements. President Asperger noted that discussions have been on-going with other Police and Fire Chiefs in the surrounding communities.

Trustee Langan noted his support for this purchase. As a participant on the Emergency Telephone System Board, Trustee Holder concurred with his support of this purchase.

Trustee Palermo believes this is a good opportunity for a regional dispatch system.

Village Manager Robert Pilipiszyn briefly described the intergovernmental process by which such matters are handled.

Approved by roll call vote.

Ayes: Trustees Holder, Horvath, Kuchler, Langan, Livingston,  
and Palermo

Nays: None

Absent: None

A. Special Event – La Grange Business Association “Ahhh! La Grange”  
Carnival: Referred to Trustee Langan

Trustee Langan made known that the La Grange Business Association has requested the Board’s permission to conduct the “Ahhh! La Grange Carnival” which would take place the weekend of the Pet Parade, June 4 through June 6, 2010. Trustee Langan explained the details of the event including a request to sell alcoholic beverages during the operating hours. Trustee Langan added that the sale and service of liquor would be conducted by a licensed caterer and that the La Grange Business Association would monitor and control liquor management.

It was moved by Trustee Langan to approve the “Ahhh! La Grange Carnival” subject to specific conditions; approve the temporary closure of Harris Avenue from La Grange Road to Ashland Avenue; waive restrictions which prohibit the consumption of alcohol on the public way; waive the restrictions for the outdoor display and sale of goods and services in the C-1 Zoning District; and approve carnival rides as a Temporary Use, seconded by Trustee Livingston. The motion was approved by voice vote.

B. Special Event – La Grange Art & Craft Fair: Referred to Trustee Langan

Trustee Langan noted that the Village has received a request from the La Grange Business Association to hold the 35<sup>th</sup> Annual Art and Craft Fair on Saturday and Sunday, July 10 and 11, 2010. The location utilized for the past few years was found to be favorable and is being requested again this year, however it will again be necessary for the Board to approve various road closures.

It was moved by Trustee Langan to approve the closure of Harris Avenue west of La Grange Road to Ashland Avenue and Madison Avenue from Harris Avenue south to just north of the entrance to the parking lot located at Harris and Madison Avenues and the closure of Village Parking Lots 3 and 4 on each side of the Senior Center on July 10 and 11, 2010 for the La

Grange Art and Craft Fair, seconded by Trustee Horvath. Motion approved by voice vote.

6. MANAGER'S REPORT

Village Manager Robert Pilipiszyn reminded residents about the upcoming computer recycling event to be conducted on Saturday, May 15 and provided contact information.

7. PUBLIC COMMENTS REGARDING MATTERS NOT ON AGENDA

None

8. EXECUTIVE SESSION

9. TRUSTEE COMMENTS

Trustee Palermo noted his surprise in the number of citizens willing to volunteer to serve on the various Boards and Commissions. Trustee Palermo encouraged communication to residents for future vacancies.

Trustee Kuchler extended his congratulations to Fire Captain David Rapp along with the Department of Public Works on their professionalism in the performance of their responsibilities.

10. ADJOURNMENT

At 8:35p.m. it moved by Trustee Langan to adjourn, seconded by Trustee Horvath. Motion approved by voice vote.

\_\_\_\_\_  
Elizabeth M. Asperger, Village President

ATTEST:

\_\_\_\_\_  
Robert N. Milne, Village Clerk

\_\_\_\_\_  
Approved Date

**VILLAGE OF LA GRANGE**

Disbursement Approval by Fund

May 24, 2010

Consolidated Voucher 100524

<b>Fund No.</b>	<b>Fund Name</b>	<b>05/24/10 Voucher</b>	<b>05/14/10 Payroll</b>	<b>Total</b>
01	General	181,820.17	274,372.01	456,192.18
21	Motor Fuel Tax			0.00
22	Foreign Fire Insurance Tax	627.00		627.00
23	TIF			0.00
24	ETSB	5,457.99		5,457.99
40	Capital Projects	113,540.34		113,540.34
50	Water	153,426.40	34,740.43	188,166.83
51	Parking	3,432.22	22,712.86	26,145.08
60	Equipment Replacement			0.00
70	Police Pension	2,551.10		2,551.10
75	Firefighters' Pension	1,503.77		1,503.77
80	Sewer	3,150.09	8,560.35	11,710.44
90	Debt Service			0.00
91	SSA 4A Debt Service			0.00
93	SAA 269			0.00
94	SAA 270			0.00
		<u>465,509.08</u>	<u>340,385.65</u>	<u>805,894.73</u>

We the undersigned Manager and Clerk of the Village of La Grange hereby certify that, to the best of our knowledge and belief, the foregoing items are true and proper charges against the Village and hereby approve their payment.

\_\_\_\_\_  
Village Manager

\_\_\_\_\_  
Village Clerk

\_\_\_\_\_  
President

\_\_\_\_\_  
Trustee

\_\_\_\_\_  
Trustee

\_\_\_\_\_  
Trustee

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Trustee

\_\_\_\_\_  
Trustee

Trustee

**VILLAGE OF LA GRANGE**

Disbursement Approval by Fund

June 14, 2010

Consolidated Voucher 100614

<b>Fund No.</b>	<b>Fund Name</b>	<b>06/14/10 Voucher</b>	<b>05/28/10 Payroll</b>	<b>06/11/10 Payroll</b>	<b>Total</b>
01	General	255,278.65	258,624.01	269,905.92	783,808.58
21	Motor Fuel Tax				0.00
22	Foreign Fire Insurance Tax	124.44			124.44
23	TIF				0.00
24	ETSB	4,137.79			4,137.79
40	Capital Projects	1,034.50			1,034.50
50	Water	167,760.78	35,083.93	36,504.31	239,349.02
51	Parking	4,506.38	22,733.59	22,795.35	50,035.32
60	Equipment Replacement	149,371.70			149,371.70
70	Police Pension	302.32			302.32
75	Firefighters' Pension	554.01			554.01
80	Sewer	1,850.76	9,047.85	8,830.28	19,728.89
90	Debt Service				0.00
91	SSA 4A Debt Service				0.00
93	SAA 269				0.00
94	SAA 270				0.00
		<u>584,921.33</u>	<u>325,489.38</u>	<u>338,035.86</u>	<u>1,248,446.57</u>

We the undersigned Manager and Clerk of the Village of La Grange hereby certify that, to the best of our knowledge and belief, the foregoing items are true and proper charges against the Village and hereby approve their payment.

\_\_\_\_\_  
Village Manager

\_\_\_\_\_  
Village Clerk

\_\_\_\_\_  
President

\_\_\_\_\_  
Trustee

\_\_\_\_\_  
Trustee

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Trustee

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Trustee

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Trustee

Trustee

VILLAGE OF LA GRANGE  
Community Development Department

**BOARD REPORT**

TO: Village President, Village Clerk, Board of Trustees, and Village Attorney

FROM: Robert J. Pilipiszyn, Village Manager  
Patrick D. Benjamin, Director of Community Development  
Angela M. Mesaros, Assistant Director, Community Development

DATE: June 14, 2010

RE: **ORDINANCE – ZONING CODE AMENDMENTS – C-1 CORE  
RETAIL DISTRICT, O-1 GENERAL OFFICE DISTRICT AND I-1  
LIGHT INDUSTRIAL DISTRICT**

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As part of the Village's ongoing review of the Zoning Code, Staff undertook a comprehensive examination of the purpose statements, permitted use list, special use list and general regulations of the Village's office, industrial and institutional buildings districts as well as one other suggested amendment to the C-1 core retail district. This process has resulted in proposed amendments to most of the districts with the exception of the IB Institutional Buildings district, which Staff determined is well established and recommended no changes to the currently authorized uses at this time.

The current evaluation is part of the Village's comprehensive, phased review of the Zoning Code, which was last comprehensively amended in 1991. To date, this review has included the following amendments: (1) Review of bulk, yard, and space regulations in the single family residential districts in 2007; (2) New design standards for two-flats and duplexes in the R-6 district; (3) Amendments to the permitted uses list and special uses list in the C-1 Central Commercial District in June 2009; (4) In December 2009, amendments to the purposes, permitted and special use lists in the C-2 West End Commercial District, C-3 General Service and C-4 Limited Service Commercial District map amendments reclassifying certain properties in the commercial districts; and (5) Most recently, creation of an administrative adjustment process for minor relief of zoning standards in the single family districts in January 2010.

In order to achieve our comprehensive review of the Zoning Code, the following topics remain scheduled for amendment consideration:

- Open Space District regulations;
- Miscellaneous residential provisions, including real estate signs, corner side yard definitions, dormers, minimum lot area per unit for housing in the commercial districts, and various updates and clarifications;
- Planned Development standards;
- Signage; and

- Parking both vehicular and bicycle parking.

The Plan Commission has completed a public hearing on the proposed amendments and they are ready for action by the Village Board.

This Report presents the recommendations of the Staff and the Plan Commission regarding (A) one additional amendment to the allowable use lists for interior spaces in the C-1 core retail district, (B) amendments to the use lists related to the O-1 general office district, and (C) amendments to the use lists for the I-1 light industrial district.

The current evaluation of the office and industrial districts is in part a follow-up to the review earlier this year of the use lists in the commercial districts. Staff has identified for amendments: deletion of certain uses that no longer serve the intent and purposes of the office and industrial districts and addition of certain uses that would serve the intent and purposes of these districts and the Zoning Code as well as reviewed the general regulations of each district.

In formulating these recommendations, Staff conducted a thorough inventory of all existing uses in the office and industrial corridors. We also reviewed whether the permitted and special uses in these districts are consistent with the Village's Long Range Land Use Plan, which is a guide for future land use and development decisions, and with the goals and objectives set forth in the *Comprehensive Plan* (adopted in 2005). In addition, we evaluated the statement of purpose for each district to determine its consistency with the current character and uses of that district.

At a public hearing on May 11, the Plan Commission considered all proposed amendments. After substantial deliberation, the Plan Commission unanimously recommended that the Board of Trustees approve the proposed amendments. The recommended amendments include:

**C-1 Central Commercial District:**

Currently the C-1 core retail district (bounded by Burlington Avenue, 6th Street, Cossitt Avenue, and Ashland Avenue) requires all first floor spaces to be dedicated to retail sales tax producing uses. Recently, interior spaces have experienced difficulty leasing spaces that do not have street visibility or directly abut a street within the C-1 core retail district. After discussion at the public hearing, the Plan Commission recommends revision of the Code to allow interior street level space to have the same permitted uses as non-street level space in the C-1 core retail district, such uses include offices of accounting, engineering, public relations, legal services, real estate, dance studios, offices of health practitioners, and other such similar uses.

**O-1 General Office District:**

1. Add the following uses to the permitted use list: (i) personal physical fitness training and supervised facilities, (ii) mailing, reproduction, commercial art and

- photography, stenographic services, (iii) security systems services, and (iv) offices of agents and brokers.
2. Remove the following permitted uses from the office district: (i) sanitary services, not otherwise classified (includes snowplowing, road airport and parking lot sweeping, vacuuming of airport runways), (ii) escort services, steam baths and Turkish baths, and (iii) rental of dogs for protective services.
  3. Move the following use to the special use list from the permitted use list: kidney dialysis centers.
  4. Deletion of the limitation for laboratories of agricultural, food and industrial research and development and commercial testing to buildings in which 80 percent of the floor area is devoted to other permitted uses.
  5. Remove the following special uses from the office district: assembling of electrical components, medical instruments, ophthalmic goods, photographic equipment and supplies.
  6. Revise offices of health practitioners so that all uses in this category will be permitted uses.
  7. Revisions to the bulk, yard and space requirements: (i) to allow waivers for yard and setback requirements in Planned Developments; this process requires a public hearing and is regulated under Article XIV of the Code, and (ii) deletion of special setbacks from La Grange Road – the office district boundaries do not include La Grange Road.

**I-1 Light Industrial District:**

1. Add the following uses to the permitted use list: (i) electrical discharge machining, (ii) motor vehicle parts and accessories, (iii) dance studios, schools and halls, (iv) gymnastics instruction, and (v) pet sitting and training services. Most of these uses currently exist with limited impact in the past.
2. Remove the following permitted use from the industrial district: vacant property including vacant land, vacant buildings intended for permitted or special use.
3. Add the following use to the special use list: outdoor storage accessory to any permitted use. In the past, staff has found this use to have unique requirements that need to be closely monitored and reviewed for compliance.
4. Revisions to the bulk, yard and space requirements to allow waivers for yard and setback requirements in Planned Developments. This process requires a public hearing and is regulated under Article XIV of the Code.

Staff concurs with the Plan Commission's findings that the proposed amendments are logical and appropriate and promote the best interests of the Village and its residents and guests.

Staff recommends approval of "An Ordinance Amending Articles V, VI, and VII Of The La Grange Zoning Code Related To Permitted Uses, Special Uses, And Related Provisions In The C-1 Central Commercial, O-1 General Office, and I-1 Light Industrial Zoning Districts," in the form attached to this Report.

VILLAGE OF LA GRANGE

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE AMENDING ARTICLES, V, VI AND VII  
OF THE LA GRANGE ZONING CODE  
RELATED TO PERMITTED USES, SPECIAL USES,  
AND RELATED PROVISIONS  
IN THE C-1 CENTRAL COMMERCIAL DISTRICT, O-1 GENERAL OFFICE  
ZONING DISTRICT, I-1 LIGHT INDUSTRIAL DISTRICT

WHEREAS, the La Grange Zoning Code was comprehensively amended in 1991;  
and

WHEREAS, since 1991, the character of the Village has evolved, with significant  
changes occurring throughout the Village's zoning districts; and

WHEREAS, the Village recently enacted selected amendments of the commercial  
districts permitted and special use lists; and

WHEREAS, thereafter the Village staff completed a comprehensive analysis of all  
authorized uses in the general office district, light industrial district and related provisions of  
Articles V, VI and VII of the Zoning Code, and the staff has made recommendations  
regarding (a) deletion of certain uses that are no longer compatible with the intent and  
purposes of the general office and light industrial districts and thus are undesirable, (b)  
addition of new uses that will be appropriate in the Village's general office and light  
industrial districts, and (c) one additional amendment to the allowable use lists for interior  
spaces in the C-1 core retail district; and

WHEREAS, the La Grange Plan Commission conducted a public hearing  
to consider all of the proposed amendments, on May 11, 2010, pursuant to proper  
public notice thereof; and

WHEREAS, at the public hearing, the Plan Commission considered all of  
the facts and circumstances related to the proposed amendments; and

WHEREAS, after the conclusion of the public hearing, the Plan  
Commission determined that the proposed amendments to the uses lists meet  
the standards stated in the Zoning Code for amendments of general applicability,  
and the Plan Commission unanimously recommended that the Board of Trustees  
approve those amendments; and

WHEREAS, the President and Board of Trustees of the Village of La  
Grange have considered the findings and recommendations of the Plan  
Commission regarding the Application and all of the facts and circumstances  
affecting the proposed amendments to the central commercial, general office, and

light industrial districts, and the President and Board of Trustees have determined that the proposed amendments in the form included in this Ordinance satisfy the standards applicable to them in Section 14-605 of the Zoning Code; and

WHEREAS, the President and Board of Trustees have determined that it is (a) consistent with the purposes of the Zoning Code as provided in Section 1-102 of the Zoning Code, (b) for the benefit and protection of the public health, safety, and welfare, and (c) appropriate and in the best interests of the Village and its residents to amend uses allowed in interior space in the C-1 central commercial district, the permitted and special use lists in the O-1 general office district, and I-1 light industrial district as provided in this Ordinance.

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of La Grange, Cook County and State of Illinois, as follows:

Section 1. Recitals. The foregoing recitals are incorporated into this Ordinance as findings of the President and Board of Trustees.

Section 2. Amendment of Zoning Code Article V Relating to C-1 District Use Lists. The President and Board of Trustees, pursuant to the authority vested in it by State law and Article XIV, Part VI of the La Grange Zoning Code, hereby amends the permitted and special use lists of the C-1 Central Commercial District by revising footnote “\*” in its entirety so that footnote “\*” will read as follows:

Except as provided in the next sentence of this footnote for interior leased spaces, this use is not permitted on the first floor of any structure in that portion of the C-1 Central Business District bounded by Burlington Avenue, 6th Street, Cossitt Avenue and Ashland Avenue. The restriction in this footnote is not applicable to uses within an interior leased space that meets all of the following criteria: (1) the leased space does not abut or have a window, door, or other opening onto a public street, (2) the interior of the leased space is not otherwise visible from a public street, and (3) the leased space is defined by separate demising walls and is not integrated with space that abuts or is otherwise visible from a public street.

Section 3. Amendment of Zoning Code Article VI Relating to O-1 District Use Lists. The President and Board of Trustees, pursuant to the authority vested in it by State law and Article XIV, Part VI of the La Grange Zoning Code, hereby amends the permitted and special use lists of the O-1 General Office District, and related provisions of Article VI of the Zoning Code as set forth in Exhibit A attached to this Ordinance and by this reference incorporated into this Ordinance.

Section 4. Amendment of Prefatory Language of Zoning Code Section 6-102. The first paragraph (prefatory language) of Section 6-102, titled “Permitted Uses,” of the La Grange Zoning Code is hereby amended by adding thereto the following new fourth sentence to that first paragraph, as follows:

For uses with “NAICS” in parentheses following that use, reference should be made to the North American Industrial Classification System Manual (1997).

Section 5. Amendment of Prefatory Language of Zoning Code Section 6-105. The first paragraph (prefatory language) of Section 6-105, titled “Special Uses,” of the La Grange Zoning Code is hereby amended by adding thereto the following new fourth sentence to that first paragraph, as follows:

For uses with “NAICS” in parentheses following that use, reference should be made to the North American Industrial Classification System Manual (1997).

Section 6. Amendment of Zoning Code Article VII Relating to I-1 District Use Lists. The President and Board of Trustees, pursuant to the authority vested in it by State law and Article XIV, Part VII of the La Grange Zoning Code, hereby amends the permitted and special use lists of the I-1 Light Industrial District, and related provisions of Article VII of the Zoning Code as set forth in Exhibit B attached to this Ordinance and by this reference incorporated into this Ordinance.

Section 7. Amendment of Prefatory Language of Zoning Code Section 7-102. The first paragraph (prefatory language) of Section 7-102, titled “Permitted Uses,” of the La Grange Zoning Code is hereby amended by adding thereto the following new fourth sentence to that first paragraph, as follows:

For uses with “NAICS” in parentheses following that use, reference should be made to the North American Industrial Classification System Manual (1997).

Section 8. Amendment of Prefatory Language of Zoning Code Section 7-105. The first paragraph (prefatory language) of Section 7-105, titled “Special Uses,” of the La Grange Zoning Code is hereby amended by adding thereto the following new fourth sentence to that first paragraph, as follows:

For uses with “NAICS” in parentheses following that use, reference should be made to the North American Industrial Classification System Manual (1997).

Section 9. Effective Date. This Ordinance will be in full force and effect from and after its passage, approval, and publication in pamphlet form in the manner provided by law.

PASSED this \_\_\_\_ day of \_\_\_\_\_ 2010.

AYES:

NAYS:

ABSENT:

APPROVED this \_\_\_\_ day of \_\_\_\_\_ 2010.

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Elizabeth Asperger, Village President

ATTEST:

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Robert Milne, Village Clerk

EXHIBIT A

TO ORDINANCE NO. \_\_\_\_\_

AMENDMENTS TO VARIOUS SECTIONS OF ARTICLE VI

EXHIBIT B

TO ORDINANCE NO. \_\_\_\_\_

AMENDMENTS TO VARIOUS SECTIONS OF ARTICLE VII

**VILLAGE OF LA GRANGE**  
**Finance Department**

**BOARD REPORT**

TO: Village President, Village Clerk, Board of Trustees and  
Village Attorney

FROM: Bob Pilipiszyn, Village Manager  
Lou Cipparrone, Finance Director

DATE: June 10, 2010

**RE: TIF Surplus Distribution / Assigned Fund Balance**

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In FY 2009-10, the Village received approximately \$750,000 in TIF surplus distributions due to the termination of the TIF District. As discussed by the Village Board at several recent workshops, these funds may be utilized for several specific purposes: 1) (yet to be determined) economic development activities, 2) improve the Village's Fund Balance position, and 3) "gap" funding for police and fire pension levies<sup>1</sup>. As we are currently in the process of preparing our year end financial statements for the year ending April 30, 2010 it is appropriate to earmark the TIF surplus funds for their intended use(s), which is accomplished by "reserving" a portion of the General Fund's available reserves or fund balance.

Included in the Finance Department Goals and Objectives is the early implementation of GASB 54 – "*Fund Balance Reporting and Governmental Fund Type Definitions*" for the year ending April 30, 2010. This pronouncement is designed to improve fund balance and governmental fund type reporting by providing clearer, more structured fund balance classifications. By early implementation, the Village will not be required to restate prior year audit's comparative statements.

GASB 54 includes new fund balance classifications within the audited financial statements to represent varying levels of spending authority. Available reserves or fund balance will no longer be classified as "unreserved"; these funds will now be classified as "unassigned". There are then several classifications which designate the legal authority and intent to spend these funds including; non-spendable (pre-paid expenditures), restricted (legal constraints - ie. MFT funds), committed (self-imposed constraints by Village Board requiring formal action before year end) and assigned (constraints resulting from intended use).

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<sup>1</sup> Historically, the Village has remained committed to annually fund the required contributions (tax levies) as determined by independent actuarial valuations. "Gap" funding is defined as the difference between the combined \$1.3 million police and fire pension levies included in the FY 2010-11 budget, which represents the Village's ability to fund pensions based on current revenues and expenditures without further reductions in operating/capital expenditures, and the annual

required contributions calculated by the actuary which will not be available until August of this year.

Assigned fund balance is used to report fund balance constrained by the government's intent to use the funds for a specific purpose. The use of Assigned funds does not require formal action of the Village Board, but must be approved by the official (ie. Village Manager) to which the governing body has delegated the authority to assign amounts to be used for a specific purpose. The declaration of the Village Manager as the authorized official to assign funds occurs in the form of a new financial policy approved at a Village Board meeting. The authorized Village official then has the ability to impose, remove or modify an assignment of fund balance.

Please note, that although the Village official is authorized to assign funds for reporting purposes within the audited year-end financial statements, the Village Board continues to provide direction for the specific use of the funds, retains the authority to approve capital and operating budgets, and authorize expenditures (ie. contracts for purchase or construction) in excess of \$10,000.

Staff recommends approval of the attached financial policy appointing the Village Manager as the authorized Village official to assign funds for the following reasons; 1) facilitate early implementation of GASB 54 and 2) to formally recognize recent workshop discussions (economic development, budget and operations plan) and strategic planning goals relating to the intended use of TIF surplus funds. As the specific use of these funds is still yet to be determined and the assignment of fund balance refers to a single intended use, we propose that the assignment of the TIF surplus funds be presented in the year end financial statements under the general heading of Economic Development.

Should the Village Board elect to support the early implementation of GASB 54 and the appointment of the Village Manager as the authorized official to assign funds, we will revise the FY 2011-12 budget to reflect this new financial policy. We will also revise the FY 2011-12 budget to reflect this change in fund balance reporting and have the budget document be consistent with our audited financial statements.

## VILLAGE OF LA GRANGE FINANCIAL POLICIES

### Reserve Policy

1. The Village will attempt to maintain General Fund reserves (fund balance) between fifty and seventy-five percent of annual operating expenditures in order to meet cash flow requirements and provide for unanticipated expenditures of a non-reoccurring nature. If reserves are accumulated in excess of this amount, the Village may consider the additional transfer of funds to finance capital and infrastructure projects.

2. Fund Balance Definitions (NEW)

Fund Balance – the difference between assets and liabilities in the General Fund

Nonspendable Fund Balance – the portion of the General Fund’s net assets that are not available to be spent, either short-term or long-term in either form or through legal restrictions (ie. prepaid items, land held for resale).

Restricted Fund Balance – the portion of the General Fund’s net assets that are subject to external enforceable legal restrictions (ie. Motor Fuel Tax).

Unrestricted Fund Balance is made up of three components

- Committed Fund Balance – the portion of the General Fund’s net assets with self-imposed constraints or limitation that have been placed at the highest level of decision making.
- Assigned Fund Balance – the portion of the General Fund’s net assets to denote an intended use of resources.
- Unassigned Fund Balance – available expendable financial resources in the General Fund that are not the object of tentative management plans (ie. assignments).

3. Fund Balance Authority (NEW)

Committed Fund Balance – A self imposed constraint on spending the fund balance must be approved by ordinance or resolution of the Board of Trustees. Any modifications or removal of the self-imposed constraint must use the same action used to commit the fund balance.

Assigned Fund Balance – A self imposed constraint on spending the fund balance based on the Village’s intent to use fund balance for a specific purpose. The authority to assign funds is delegated to the Village Manager.

4. Other Village Funds may have reserve balances in excess of fifty percent of operating expenditures in order to finance major main replacement (Water and Sewer Funds) and long-range projects (Capital, Parking and Equipment Replacement Funds).