

Village of Lemont

Mayor
Brian K. Reaves

Village Clerk
Charlene Smollen

Administrator
George J. Schafer



Trustees
Debby Blatzer
Paul Chialdikas
Clifford Miklos
Rick Sniegowski
Ronald Stapleton
Jeanette Virgilio

VILLAGE BOARD MEETING

February 10, 2014 – 7:00 PM

Village Hall – 418 Main Street

AGENDA

- I. PLEDGE OF ALLEGIANCE**
- II. ROLL CALL**
- III. CONSENT AGENDA (RC)**
 - A. APPROVAL OF MINUTES**
 - 1. JANUARY 27, 2014 VILLAGE BOARD MEETING MINUTES**
 - 2. JANUARY 27, 2014 COMMITTEE OF THE WHOLE MEETING MINUTES**
 - B. APPROVAL OF DISBURSEMENTS**
- IV. MAYOR'S REPORT**
 - A. AUDIENCE PARTICIPATION**
- V. CLERK'S REPORT**
 - A. CORRESPONDENCE**
 - B. ORDINANCES**
 - 1. ORDINANCE AMENDING TITLE 17 OF THE LEMONT MUNICIPAL CODE, THE LEMONT UNIFIED DEVELOPMENT ORDINANCE OF 2008 (UDO AMENDMENTS) (PLANNING & ED)(STAPLETON)(JONES)**
 - 2. ORDINANCE RESTRICTING PARKING ALONG IL-171 WITHIN THE VILLAGE OF LEMONT (PUBLIC WORKS)(BLATZER)(PUKULA)**
 - 3. ORDINANCE PROHIBITING THE DISCHARGE OF SANITARY AND INDUSTRIAL WASTE INTO ANY STORM SEWER OR DRAINAGE FACILITY CONSTRUCTED AS A PART OF THE IL-171 IMPROVEMENT (PUBLIC WORKS)(BLATZER)(PUKULA)**

**4. ORDINANCE PROHIBITING ENCROACHMENTS WITHIN THE STATE OF ILLINOIS
RIGHT-OF-WAY ALONG IL -171
(PUBLIC WORKS)(BLATZER)(PUKULA)**

C. RESOLUTIONS

**1. RESOLUTION APPROVING AGREEMENT FOR PARTICIPATION FOR ILLINOIS
ROUTE 171
(PUBLIC WORKS)(BLATZER)(PUKULA)**

- VI. VILLAGE ATTORNEY REPORT**
- VII. VILLAGE ADMINISTRATOR REPORT**
- VIII. BOARD REPORTS**
- IX. STAFF REPORTS**
- X. UNFINISHED BUSINESS**
- XI. NEW BUSINESS**
- XII. MOTION FOR EXECUTIVE SESSION (RC)**
- XIII. ACTION ON CLOSED SESSION ITEM**
- XIV. MOTION TO ADJOURN (RC)**

Minutes
VILLAGE BOARD MEETING
January 27, 2014

The regular meeting of the Lemont Village Board was held on Monday, January 27, 2014, at 7:00 p.m., presided by Mayor Brian Reaves.

I. PLEDGE OF ALLEGIANCE

II. ROLL CALL

Roll call: Miklos, Stapleton, Blatzer, Chialdikas, present. Sniegowski, Virgilio, absent.

III. CONSENT AGENDA

Motion by Chialdikas, seconded by Blatzer, to approve the following items on the consent agenda by omnibus vote:

A. Approval of Minutes

1. January 6, 2014 Special Board Meeting Minutes
2. January 13, 2014 Village Board Meeting Minutes
3. December 16, 2013 Committee of the Whole Meeting Minutes
4. January 13, 2014 Committee of the Whole Meeting Minutes

B. Approval of Disbursements

C. Ordinance O-6-14 Amending Lemont Municipal Code Chapter 5.04, Section 5.04.080: Alcoholic Beverages (Creating Class A-8 Liquor Licenses)

D. Ordinance O-7-14 Amending Lemont Municipal Code Chapter 5.04, Section 5.04.080: Alcoholic Beverages (Increasing the Number of Class A-8 Liquor Licenses)

E. Resolution R-4-14 Approving the Minutes of Certain Closed Session Meetings

F. Resolution R-5-14 Providing for the Destruction of Certain Verbatim Recordings of Closed Session Meetings

G. Ordinance O-8-14 Amending Title 15 of the Lemont, Illinois Municipal Code Relating to Two-Family Dwellings

Roll Call: Miklos, Stapleton, Blatzer, Chialdikas, present. Sniegowski, Virgilio, absent.

IV. MAYOR'S REPORT

A. The State of the Village Address will be held March 5 at Crystal Grand Banquets at 11:00 a.m. Contact the Chamber of Commerce.

B. We are low on salt due to the large amount of snow this year.

C. The Heritage Corridor Train will be running on time tomorrow, but riders should check first.

D. Regarding Audience Participation, the Mayor asked that if anyone that has not spoken previously on the Sports Complex issue would speak first tonight. In addition, when people are speaking, this is not a question and answer time. We will post answers to questions on our website.

E. AUDIENCE PARTICIPATION

1. Jason, a resident of Klappa Drive who is involved with football and wrestlers in Lemont, said they would use the facility if it were completed.
2. Arlene Bergman feels the residents should have a say on whether or not the complex is completed.
3. Pat Stanton, a downtown building owner, said this is a win-win situation.
4. Jen Egan has two daughters in sports and sees the need for this in Lemont.
5. Dave Molitor supports the complex which he feels will benefit the community.
6. Dawn has four kids who are all active in sports. She'd like more restaurants and shops downtown and she'd like this to happen.
7. Dorothy Redski, a resident and jewelry business owner, spoke about the need for the complex in Lemont.
8. Al Schroeder said all residents don't have the disposable income to spend on their kids sports. Six board members decided this. There should have been more residents involved.
9. Ann Jurgeto has two daughters in soccer. She toured the Romeoville complex which she found gorgeous. She feels Lemont will flourish if we get the complex.
10. Mike Gardner spoke on behalf of several clubs of 1,000 kids who would fill the facility each day for soccer and sports and contribute to downtown.
11. Michelle Nagel wants more homework done on this project before it's built.
12. Janet Hughes mentioned the proposed location is both leased and a brownfield. She urged Board consideration for a vote on this project.
13. Peter, a 10 year resident with two children travels many miles to get to practice facilities and feels it would be a success.
14. Jim Ladas has been an advocate for the vote on this issue. He feels we need a lot more information before we begin. The Village doesn't have the experience to have a sports complex. It would be better under the Park District in his opinion.
15. Kevin has played volleyball and would like a complex, but one built by a developer, not the Village.

V. CLERK'S REPORT

A. CORRESPONDENCE

1. Attended the MCI Winter Conference in Effingham on January 16 & 17. Legislation passed in 2013 was reviewed, and proposed legislation for 2014 was discussed as it pertains to the Clerk's Office.

B. Ordinances

1. **Ordinance O-9-14** Granting a Special Use for a Planned Unit Development (PUD) and Zoning Map Amendment for 604-606 State Street in Lemont, IL. Motion by Stapleton, seconded by Chialdikas, to adopt said ordinance. Roll call: Miklos, Stapleton, Blatzer, Chialdikas; 4 ayes. Motion passed. Sniegowski and Virgilio absent.

C. Resolutions

1. **Resolution R-6-14** Authorizing the Release of a Letter of Credit for the Glens of Connemara Subdivision. Motion by Miklos, seconded by Blatzer, to adopt said resolution. Roll call: Miklos, Stapleton, Blatzer, Chialdikas; 4 ayes. Motion passed. Sniegowski and Virgilio absent.

VI. VILLAGE ATTORNEY REPORT

VII. VILLAGE ADMINISTRATOR REPORT

Warming stations are available. Call the Police Department for information.

VIII. BOARD REPORTS

IX. STAFF REPORTS

- A. Community Development** – There is a Land Usage Workshop tomorrow night at the Village Hall at 6 p.m.
- B. Police Dept.** – Odd/Even parking regulations are in effect due to the snow
- C. Police Dept.** – With Superbowl Sunday this weekend, arrange transportation from parties to eliminate DUI's.

X. UNFINISHED BUSINESS

XI. NEW BUSINESS

XII. MOTION FOR EXECUTIVE SESSION

Motion by Blatzer, seconded by Stapleton, to move into Executive Session(s) for the purpose of discussing Pending Litigation, Personnel, Purchase of Real Estate and Collective Bargaining. Roll Call: Miklos, Stapleton, Blatzer, Chialdikas; 4 ayes. Motion passed. Sniegowski and Virgilio absent.

XIII. ACTION ON CLOSED SESSION ITEM

XIV. MOTION TO ADJOURN

There being no further business, a motion was made by Blatzer, seconded by Stapleton, to adjourn the meeting at 9:26 p.m. Voices vote 4 ayes. Motion passed.

**COMMITTEE OF THE WHOLE MEETING
JANUARY 27, 2014**

A Meeting of the Village of Lemont Committee of the Whole was held on Monday, January 27, 2014 in the Lemont Village Hall Board Room at 418 Main Street, Lemont, Illinois.

I. CALL TO ORDER – Mayor Reaves called the meeting to order at 9:27 p.m.

II. ROLL CALL – Trustees Debby Blatzer, Paul Chialdikas, Cliff Miklos and Ron Stapleton were present. Rick Sniegowski and Jeanette Virgilio were absent.

Also present were Village staff members George Schafer, Charity Jones, Mark LaChappell, Linda Molitor, Chris Smith and Village Attorney Jeff Stein and Andrew Pain.

III. UNFINISHED BUSINESS – None.

IV. DISCUSSION ITEMS

A. Brand Strategy Presentation and Discussion

Phase 1 of the brand strategy was presented in draft by Laura Pelen. Input was received through one-on-one interviews with around 40 people and over 400 people participated in the survey. From there, a selected group developed the draft brand strategy. This group, which consists of Village employees, representatives of taxing bodies, and business representatives, worked to provide a common language for the brand strategy. The draft brand strategy will be provided to the Village Board and Ms. Pelen asked for feedback within two weeks. Phase 1 will be finalized thereafter, and in the next few months, Phase 2 will begin.

B. Lemont Community Television Administration and Funding

Discussion took place on the current status of volunteers, equipment and funding. The equipment is outdated, the volunteers are dwindling and there is a need for funding to upgrade the equipment.

Volunteers that assist with the production of sporting events for Channel 6 were present. They have looked into new equipment and talked of the options and advantages of this equipment. It was asked that they provide a list of the equipment needed and the cost. As far as volunteers, the hope is that some type of media organization can be formed through the high school for the students to become active in volunteering for Channel 6. In addition, we could publicly ask for volunteers. The details of the equipment, funding and volunteers will be worked out with input from the current volunteers and staff and be discussed at a future meeting.

C. Joint Agreement Between IDOT and the Village of Lemont IL-171 Over Long Run Creek

IDOT's proposed improvements at IL-171 over Long Run Creek (Target/Kohl's area) include upgrading the Village owned traffic signals at the Long Run Market Place Mall entrance. The Village entered into agreement with IDOT in 1999 when it was being built. IDOT is asking the Village to enter in an agreement for the upgrades with \$149,500 being the Village's cost share. The Mayor inquired if the Village could apply for federal funding for its share of the project. Staff would be looking into this request. Either this agreement or a revised agreement with a new cost share responsibility would be presented to the Village Board at a future Board Meeting.

D. Banking Services RFP

An RFP was issued for banking services. Upon completion of the selection process, staff recommends to go with First Midwest Bank.

Meeting adjourned at 10:58 PM.

Lemont, IL
Warrant list

Bank Account: Clearing - Accounts Payable

Batch Date: 02/10/2014

Type	Date	Number Source	Payee Name	EFT Bank/Account	Transaction Amount
Bank Account: Clearing - Accounts Payable					
Check	02/10/2014	7904 Accounts Payable	Aftermath, Inc.		105.00
	Invoice	Date	Description		Amount
	JC2014-2011	01/17/2014	clean-up		105.00
Check	02/10/2014	7905 Accounts Payable	Air 1 Wireless, Inc		42.46
	Invoice	Date	Description		Amount
	AIROIN8233	01/14/2014	phone case		42.46
Check	02/10/2014	7906 Accounts Payable	Airgas USA, LLC		66.07
	Invoice	Date	Description		Amount
	9023372362	01/11/2014	parts		66.07
Check	02/10/2014	7907 Accounts Payable	AT&T Illinois		1,412.91
	Invoice	Date	Description		Amount
	63024304480114	01/13/2014	630 243-0448 146 1 chestnut crossing l/s		64.81
	63024304590114	01/13/2014	630 243-0459 681 3 oak tree l/s		71.16
	63024373750114	01/13/2014	630 243-7375 749 4 art & culture commission		90.88
	63024317390114	01/13/2014	630 243-1739 155 8 well #6		142.46
	63024312300114	01/13/2014	630 243-1230 805 2 eagle ridge l/s		67.62
	63024314680114	01/13/2014	630 243-1468 926 9 parking garage		139.85
	63024316090114	01/13/2014	630 243-1609 403 9 kohls-target l/s		56.79
	63025719820114	01/25/2014	630 257-1982 589 2 ruffled fthrs l/s		65.11
	63025704360114	01/25/2014	630 257-0436 056 6 glens of connemara l/s		67.66
	63025722900114	01/25/2014	630 257-2290 820 6 well #3		126.67
	63025795390114	01/25/2014	630 257-9539 074 6 keepataw trails l/s		64.55
	63025724740114	01/25/2014	630 257-2474 474 0 p.d. phone line		179.75
	63025752720114	01/25/2014	630 257-5272 181 8 metra station		82.32
	63025752710114	01/25/2014	630 257-5271 183 5 harpers grove l/s		67.14
	63025759360114	01/25/2014	630 257-5936 976 9 well #4		71.48
	63025764210114	01/25/2014	630 257-6421 123 8 well #5		54.66
Check	02/10/2014	7908 Accounts Payable	AT&T Illinois		55.00
	Invoice	Date	Description		Amount
	14/01-9005	01/02/2014	126379005 - metra station internet		55.00

Lemont, IL
Warrant list

Bank Account: Clearing - Accounts Payable

Batch Date: 02/10/2014

Type	Date	Number Source	Payee Name	EFT Bank/Account	Transaction Amount
Check	02/10/2014	7909 Accounts Payable	Avalon Petroleum Company		20,479.92
	Invoice		Date	Description	Amount
		088561	01/09/2014	1338 gals dsl fuel	4,609.41
		012335	01/17/2014	1125 gals dsl fuel	3,836.26
		552419	01/17/2014	1850 gals unl fuel	5,448.25
		012364	01/25/2014	1850 gals dsl fuel	6,586.00
Check	02/10/2014	7910 Accounts Payable	Avaya Financial Services		918.81
	Invoice		Date	Description	Amount
		24465730	01/02/2014	753-1285532-003 - phone system lease	918.81
Check	02/10/2014	7911 Accounts Payable	Avaya Inc.		360.42
	Invoice		Date	Description	Amount
		2732951548	01/26/2014	0101508949 - P.D. phone system lease	360.42
Check	02/10/2014	7912 Accounts Payable	B&H Photo		656.38
	Invoice		Date	Description	Amount
		79483679	01/22/2014	tapes	656.38
Check	02/10/2014	7913 Accounts Payable	Ballard , Thomas		123.00
	Invoice		Date	Description	Amount
		14-02-03	02/03/2014	reimbursement	123.00
Check	02/10/2014	7914 Accounts Payable	Battery Service Corp.		245.22
	Invoice		Date	Description	Amount
		240557	01/15/2014	parts	167.72
		240949	01/29/2014	Battery	77.50
Check	02/10/2014	7915 Accounts Payable	Bloom , Fleurette		16.10
	Invoice		Date	Description	Amount
		14-01-16	01/16/2014	Holiday Bazaar commissions	16.10
Check	02/10/2014	7916 Accounts Payable	Bourbonnais Supply Inc.		1,034.00
	Invoice		Date	Description	Amount
		161362	01/10/2014	parts	1,034.00
Check	02/10/2014	7917 Accounts Payable	Braniff Communications Inc.		175.00

Lemont, IL
Warrant list

Bank Account: Clearing - Accounts Payable
 Batch Date: 02/10/2014

Type	Date	Number Source	Payee Name	EFT Bank/Account	Transaction Amount
	Invoice		Date	Description	Amount
	0027694		01/16/2014	siren maintenance	175.00
Check	02/10/2014	7918 Accounts Payable	C.E.S. (City Electric Supply Co-MA)		1,041.48
	Invoice		Date	Description	Amount
	021516		12/30/2013	light parts	753.92
	021546		01/08/2014	light parts	287.56
Check	02/10/2014	7919 Accounts Payable	Call One		1,517.22
	Invoice		Date	Description	Amount
	14-01-15		01/15/2014	1010-7801-0000 v.h., p.d., p.w. phones	1,517.22
Check	02/10/2014	7920 Accounts Payable	CARA		750.00
	Invoice		Date	Description	Amount
	14-06RCC		01/08/2014	Quarryman Challenge fees	750.00
Check	02/10/2014	7921 Accounts Payable	Carey C. Cosentino, PC		2,000.00
	Invoice		Date	Description	Amount
	14-02-01		02/01/2014	Jan 2014 legal services	2,000.00
Check	02/10/2014	7922 Accounts Payable	CCP Industries, Inc.		343.50
	Invoice		Date	Description	Amount
	IN01214594		01/16/2014	janitorial supplies	343.50
Check	02/10/2014	7923 Accounts Payable	Central Parts Warehouse		236.80
	Invoice		Date	Description	Amount
	232098A		01/30/2014	Parts	236.80
Check	02/10/2014	7924 Accounts Payable	Central Salt, LLC		5,935.84
	Invoice		Date	Description	Amount
	178216		01/17/2014	road salt	5,935.84
Check	02/10/2014	7925 Accounts Payable	Chief Supply/Law Enforcement Supply		959.97
	Invoice		Date	Description	Amount
	374857		01/10/2014	radio batteries	912.00
	380587		01/21/2014	gloves	47.97
Check	02/10/2014	7926 Accounts Payable	Cintas Document Management		71.63

Lemont, IL
Warrant list

Bank Account: Clearing - Accounts Payable
Batch Date: 02/10/2014

Type	Date	Number Source	Payee Name	EFT Bank/Account	Transaction Amount
		Invoice	Date	Description	Amount
		DD25235208	01/17/2014	v.h. shredding	71.63
Check	02/10/2014	7927 Accounts Payable	CivicPlus		1,157.70
		Invoice	Date	Description	Amount
		144533	02/01/2014	quarterly website hosting fee	1,157.70
Check	02/10/2014	7928 Accounts Payable	Comcast Cable		235.85
		Invoice	Date	Description	Amount
		14-01-1615	01/24/2014	8771 20 147 0001615 v.h. cable TV	29.76
		14-01-8896	01/22/2014	8771 20 147 0138896 p.w. cable/internet	206.09
Check	02/10/2014	7929 Accounts Payable	ComEd		4,710.49
		Invoice	Date	Description	Amount
		14/01-3016	01/08/2014	9338003016 - street lights - houston 1N schultz	17.73
		14/01-7033	01/09/2014	2213017033 - street lights - bell rd, main st	157.27
		14/01-2063	01/09/2014	1443022063 - street lights - KA Steel path	29.76
		14/01-0229	01/16/2014	0171030229 - street lights - athen knoll	23.63
		14/01-2027	01/18/2014	6235062027 - street lights - rolling mdw dr	4,482.10
Check	02/10/2014	7930 Accounts Payable	Concept Wireless Communications, Inc.		411.60
		Invoice	Date	Description	Amount
		156144	01/15/2014	Kenwood TK radio	411.60
Check	02/10/2014	7931 Accounts Payable	Conserv FS, Inc		1,292.50
		Invoice	Date	Description	Amount
		1844847-IN	01/28/2014	Sidewalk Salt	1,292.50
Check	02/10/2014	7932 Accounts Payable	Constellation NewEnergy, Inc.		1,084.74
		Invoice	Date	Description	Amount
		0013009185	01/10/2014	1-KYU1N5 - street lights - 411 singer ave rear	350.04
		0013010028	01/11/2014	1-KYU1M8 - street lights - 44 stevens st unit lts	114.02
		0012998589	01/10/2014	1-KYU1JH - street lights - 55 stephen st	166.39
		0013044866	01/13/2014	1-KYU1KE - street lights - 0 N new ave, 101 main st	410.87
		0013044870	01/13/2014	1-KYU1LB - street lights- 47 stevens st	43.42
Check	02/10/2014	7933 Accounts Payable	Critical Reach, Inc.		265.00

Lemont, IL
Warrant list

Bank Account: Clearing - Accounts Payable
Batch Date: 02/10/2014

Type	Date	Number Source	Payee Name	EFT Bank/Account	Transaction Amount
	Invoice		Date	Description	Amount
	14-271		12/30/2013	2014 bulletin service fee - Tracking	265.00
Check	02/10/2014	7934 Accounts Payable	Cylinders Inc.		357.30
	Invoice		Date	Description	Amount
	34709		01/31/2014	Parts	357.30
Check	02/10/2014	7935 Accounts Payable	Dustcatchers, Inc.		113.88
	Invoice		Date	Description	Amount
	75488		01/23/2014	carpet mat service	68.10
	75839		01/30/2014	2055 - v.h. carpet mat service	45.78
Check	02/10/2014	7936 Accounts Payable	Earth , Jeanine F		28.00
	Invoice		Date	Description	Amount
	14-01-16		01/16/2014	Holiday Bazaar commissions	28.00
Check	02/10/2014	7937 Accounts Payable	Evolution Interiors, LLC		1,259.00
	Invoice		Date	Description	Amount
	76455		01/17/2014	office furniture	1,245.00
	76456		01/17/2014	cabinet keys	14.00
Check	02/10/2014	7938 Accounts Payable	Fako & Associates		374.92
	Invoice		Date	Description	Amount
	763		12/06/2013	reimburse Quarryman Challenge website hosting & CC subscription	374.92
Check	02/10/2014	7939 Accounts Payable	FedEx		138.83
	Invoice		Date	Description	Amount
	2-527-27506		01/15/2014	shipping	125.18
	2-535-51420		01/22/2014	shipping	13.65
Check	02/10/2014	7940 Accounts Payable	Fred Pryor Seminars		398.00
	Invoice		Date	Description	Amount
	1615892		01/14/2014	training - m gracia	199.00
	1615933		01/14/2014	training - j margalus	199.00
Check	02/10/2014	7941 Accounts Payable	Garcia , Paulette		320.33
	Invoice		Date	Description	Amount

Lemont, IL
Warrant list

Bank Account: Clearing - Accounts Payable

Batch Date: 02/10/2014

Type	Date	Number Source	Payee Name	EFT Bank/Account	Transaction Amount
	14-01-18		01/18/2014	reimbursement - travel expenses	320.33
Check	02/10/2014	7942 Accounts Payable	Goldy Locks, Inc.		239.00
	Invoice		Date	Description	Amount
	619038		01/23/2014	door lock repair	239.00
Check	02/10/2014	7943 Accounts Payable	Grainger		19.77
	Invoice		Date	Description	Amount
	9336177952		01/10/2014	repair parts	19.77
Check	02/10/2014	7944 Accounts Payable	Guaranteed Technical Services And Consulting, Inc.		4,851.34
	Invoice		Date	Description	Amount
	2011607		01/19/2014	I.T. Support	288.84
	2011593		01/19/2014	I.T. Support	4,002.50
	2011616		01/28/2014	I.T. Support	560.00
Check	02/10/2014	7945 Accounts Payable	HD Supply Waterworks, Ltd.		666.27
	Invoice		Date	Description	Amount
	B939297		01/15/2014	repair parts	666.27
Check	02/10/2014	7946 Accounts Payable	Illinois Emergency Services Management Association		65.00
	Invoice		Date	Description	Amount
	2469		01/31/2014	IESMA Dues	65.00
Check	02/10/2014	7947 Accounts Payable	Illinois Government Finance Officers Association		295.00
	Invoice		Date	Description	Amount
	7160402		01/29/2014	webinar - c smith	295.00
Check	02/10/2014	7948 Accounts Payable	Illinois State Treasurer		2,151.57
	Invoice		Date	Description	Amount
	41026		01/17/2014	25528 - traffic signal maintenance	2,151.57
Check	02/10/2014	7949 Accounts Payable	Imperial Service Systems Inc		91.25
	Invoice		Date	Description	Amount
	73072		12/31/2013	P.D. carpet cleaning	91.25

Lemont, IL
Warrant list

Bank Account: Clearing - Accounts Payable

Batch Date: 02/10/2014

Type	Date	Number Source	Payee Name	EFT Bank/Account	Transaction Amount
Check	02/10/2014	7950 Accounts Payable	Inkwell, Ltd.		60.06
	Invoice		Date	Description	Amount
		63713	01/28/2014	office supplies	60.06
Check	02/10/2014	7951 Accounts Payable	IRMA		215,629.00
	Invoice		Date	Description	Amount
		8949	01/20/2014	annual contribution	215,629.00
Check	02/10/2014	7952 Accounts Payable	JCM Uniforms		167.35
	Invoice		Date	Description	Amount
		688468	01/21/2014	uniforms - tully	167.35
Check	02/10/2014	7953 Accounts Payable	Johnson, Depp & Quisenberry, PSC		3,157.07
	Invoice		Date	Description	Amount
		14-01-10	01/10/2014	Dec 2013 OAN consulting	3,157.07
Check	02/10/2014	7954 Accounts Payable	Kelly Overhead Doors, Inc.		100.00
	Invoice		Date	Description	Amount
		14980	12/31/2013	Repair-Sensor	100.00
Check	02/10/2014	7955 Accounts Payable	Lange's Woodland Flowers		71.50
	Invoice		Date	Description	Amount
		4216/1	01/31/2014	funeral arrangement - c durkin	71.50
Check	02/10/2014	7956 Accounts Payable	M/I Homes of Chicago		1,000.00
	Invoice		Date	Description	Amount
		120725 (C)	01/24/2014	Clean Up Bond Refund -16717 Brighton Dr	1,000.00
Check	02/10/2014	7957 Accounts Payable	Macke Water Systems, Inc.		159.80
	Invoice		Date	Description	Amount
		892173	01/15/2014	146998 - Lease ID:63885 - water cooler rental agreement	159.80
Check	02/10/2014	7958 Accounts Payable	Marth Construction		1,000.00
	Invoice		Date	Description	Amount
		2013-00010249	01/22/2014	Clean Up Bond Refund - 12638 Waterford Dr	1,000.00
Check	02/10/2014	7959 Accounts Payable	Massat , Ania		192.50

Lemont, IL
Warrant list

Bank Account: Clearing - Accounts Payable
 Batch Date: 02/10/2014

Type	Date	Number Source	Payee Name	EFT Bank/Account	Transaction Amount
	Invoice		Date	Description	Amount
	14-01-16		01/16/2014	Holiday Bazaar commissions	192.50
Check	02/10/2014	7960 Accounts Payable	McMaster-Carr Supply Co.		382.93
	Invoice		Date	Description	Amount
	70928352		01/15/2014	Parts	89.73
	70397326		01/10/2014	Parts	293.20
Check	02/10/2014	7961 Accounts Payable	Menards		252.86
	Invoice		Date	Description	Amount
	34805		01/15/2014	Materials & Supplies-maintenance, safety, hardware, uniforms	172.87
	35040		01/19/2014	Desk	79.99
Check	02/10/2014	7962 Accounts Payable	Monroe Truck Equipment		439.68
	Invoice		Date	Description	Amount
	301794		01/24/2014	Parts	284.84
	301761		01/22/2014	Parts	154.84
Check	02/10/2014	7963 Accounts Payable	Montessori School of Lemont		22.40
	Invoice		Date	Description	Amount
	14-01-16		01/16/2014	Holiday Bazaar commissions	22.40
Check	02/10/2014	7964 Accounts Payable	Napa Auto Parts		459.84
	Invoice		Date	Description	Amount
	524959		01/13/2014	parts	26.98
	524952		01/13/2014	parts	21.60
	064559		01/02/2014	parts	52.56
	526436		01/29/2014	Parts	120.89
	526586		01/31/2014	Parts	(120.89)
	525824		01/23/2014	Parts	209.70
	078457		01/31/2014	parts subscription service	149.00
Check	02/10/2014	7965 Accounts Payable	NiCor Gas		421.69
	Invoice		Date	Description	Amount
	14-01-4722 3		01/13/2014	91-25-56-4722 3 1345 Acorn Back up Gen	18.59
	14-01-2000 8		01/14/2014	85-71-20-2000 8 Ns Archer 1w Ashford	35.14

Lemont, IL
Warrant list

Bank Account: Clearing - Accounts Payable

Batch Date: 02/10/2014

Type	Date	Number Source	Payee Name	EFT Bank/Account	Transaction Amount
	14-01-1000	5	01/14/2014	84-38-99-1000 5 Ashbury Dr	24.86
	14-01-0043	0	01/15/2014	69-22-85-0043 0 1411 W 131st St	79.53
	14-01-20008	(2)	01/13/2014	74-12-00-2000 8 129th & State	24.30
	14-01-9378	5	01/16/2014	25-59-90-9378 5 13675 McCarthy	166.42
	14-01-8700	1	01/20/2014	93-56-54-8700 1 16742 Pasture	24.77
	14-01-9589	2	01/20/2014	37-62-87-9589 2 13400 S Archer	23.79
	14-01-2382	4	01/29/2014	88-84-93-2382 4 glens of connemara	24.29
Check	02/10/2014	7966 Accounts Payable	North American Salt Co.		9,078.78
	Invoice	Date	Description		Amount
	71100765		01/15/2014	Salt Well 3	2,178.23
	71046327		10/30/2013	Salt Well 6	2,231.66
	71102104		01/16/2014	Salt Well 4	2,042.58
	71116292		01/30/2014	softener salt	2,626.31
Check	02/10/2014	7967 Accounts Payable	Patten Industries Inc.		263.05
	Invoice	Date	Description		Amount
	P50C0843800		01/18/2014	Parts	263.05
Check	02/10/2014	7968 Accounts Payable	PDC Laboratories		460.00
	Invoice	Date	Description		Amount
	759994		01/15/2014	Sample Testing	460.00
Check	02/10/2014	7969 Accounts Payable	Pelen , Laura		1,040.00
	Invoice	Date	Description		Amount
	VOL 2014-101		01/28/2014	Branding Consulting	1,040.00
Check	02/10/2014	7970 Accounts Payable	Progressive Business Compliance		39.95
	Invoice	Date	Description		Amount
	400292		01/31/2014	labor law poster service	39.95
Check	02/10/2014	7971 Accounts Payable	Quinlan Security Systems		196.59
	Invoice	Date	Description		Amount
	13863		02/01/2014	Security System	196.59
Check	02/10/2014	7972 Accounts Payable	Rafferty , Lindsay A		56.70
	Invoice	Date	Description		Amount

Lemont, IL
Warrant list

Bank Account: Clearing - Accounts Payable

Batch Date: 02/10/2014

Type	Date	Number Source	Payee Name	EFT Bank/Account	Transaction Amount
	14-01-16		01/16/2014	Holiday Bazaar commission	56.70
Check	02/10/2014	7973 Accounts Payable	Rag's Electric		2,548.76
	Invoice		Date	Description	Amount
	9237		01/31/2014	Light Parts	345.00
	9238		01/20/2014	Light Repair	790.06
	9229		01/16/2014	Repair Lights	485.50
	9230		01/16/2014	Well 2	162.75
	9233		01/16/2014	PK Garage Elevator	765.45
Check	02/10/2014	7974 Accounts Payable	Rainbow Printing		605.80
	Invoice		Date	Description	Amount
	410227		01/16/2014	Envelopes	175.95
	410246		01/28/2014	Office Supplies	129.95
	410228		01/16/2014	A/P Envelopes	149.95
	410248		01/28/2014	business cards	149.95
Check	02/10/2014	7975 Accounts Payable	Reed's Automotive Enterprises		352.60
	Invoice		Date	Description	Amount
	1171401		01/17/2014	Repair	352.60
Check	02/10/2014	7976 Accounts Payable	Riccio Construction Corp.		11,126.56
	Invoice		Date	Description	Amount
	2349		09/25/2013	Logan & Timberline Sanitary Manhole Backup	4,260.80
	2350		09/25/2013	Logan & Timberline sewer repair	6,865.76
Check	02/10/2014	7977 Accounts Payable	Safety Kleen		213.87
	Invoice		Date	Description	Amount
	62637242		01/13/2014	Parts Washer Service	213.87
Check	02/10/2014	7978 Accounts Payable	Schindler Elevator Corp.		3,832.93
	Invoice		Date	Description	Amount
	7151900732		01/22/2014	PK Garage Elevator	2,768.47
	7151901703		01/23/2014	PK Garage Elevator	1,064.46
Check	02/10/2014	7979 Accounts Payable	Shaw Media		861.20
	Invoice		Date	Description	Amount

Lemont, IL
Warrant list

Bank Account: Clearing - Accounts Payable

Batch Date: 02/10/2014

Type	Date	Number Source	Payee Name	EFT Bank/Account	Transaction Amount
	885203		12/31/2013	12/27/13 Legal notice - Case 13-09	221.20
	878986		12/06/2013	12/06/13 back page article	320.00
	881573		12/31/2013	12/20/13 back page article	320.00
Check	02/10/2014	7980 Accounts Payable		Southwest Central Dispatch	24,811.70
	Invoice		Date	Description	Amount
	14-01-20		01/20/2014	10-1201-513 - Feb 2014 assessment	24,811.70
Check	02/10/2014	7981 Accounts Payable		Standard Insurance Company	1,157.53
	Invoice		Date	Description	Amount
	14-01-17		01/17/2014	Feb 2014 short-term disability ins prems	1,157.53
Check	02/10/2014	7982 Accounts Payable		State Fire Marshal	250.00
	Invoice		Date	Description	Amount
	5125055064		01/13/2014	Parking Garage elevator certificates	250.00
Check	02/10/2014	7983 Accounts Payable		Surefire Auto Parts	1,914.96
	Invoice		Date	Description	Amount
	332189		12/18/2013	parts	550.07
	334045		01/03/2014	parts	119.73
	334379		01/06/2014	parts	88.74
	334381		01/06/2014	parts ret'd	(19.72)
	334494		01/06/2014	core credit	(13.61)
	334579		01/07/2014	supplies	31.37
	334892		01/08/2014	parts	3.32
	335152		01/09/2014	core credit	(71.00)
	335316		01/10/2014	tire	62.50
	335856		01/14/2014	parts	43.10
	335985		01/15/2014	parts	161.95
	335984		01/15/2014	parts	37.37
	4784-337203		01/23/2014	Parts	44.85
	4784-337400		01/24/2014	Parts	279.58
	4784-337785		01/28/2014	Parts	99.79
	4784-337804		01/28/2014	Parts	119.85
	4784-337805		01/28/2014	Parts	6.21
	4784-337808		01/28/2014	Parts	8.97

Lemont, IL
Warrant list

Bank Account: Clearing - Accounts Payable

Batch Date: 02/10/2014

Type	Date	Number Source	Payee Name	EFT Bank/Account	Transaction Amount
		4784-337932	01/28/2014	Parts	155.44
		4784-338056	01/29/2014	Parts	37.07
		4784-338174	01/30/2014	Parts	86.98
		4784-338201	01/30/2014	Parts	60.17
		338270	01/31/2014	parts	22.23
Check	02/10/2014	7984 Accounts Payable	Teska Associates Inc.		1,040.00
	Invoice	Date	Description		Amount
		4661	01/20/2014	budget estimates -CIP	1,040.00
Check	02/10/2014	7985 Accounts Payable	Toshiba Financial Services		291.20
	Invoice	Date	Description		Amount
		244949145	01/13/2014	500-0177579-000 - p.d. 3500C copier lease	291.20
Check	02/10/2014	7986 Accounts Payable	Toshiba Financial Services		834.03
	Invoice	Date	Description		Amount
		60088869	01/12/2014	90136024087 - p.d. copier leases	834.03
Check	02/10/2014	7987 Accounts Payable	Trinkunas , Laima M		101.50
	Invoice	Date	Description		Amount
		14-01-16	01/16/2014	Holiday Bazaar commissions	101.50
Check	02/10/2014	7988 Accounts Payable	Urban Forest Management, Inc.		1,885.00
	Invoice	Date	Description		Amount
		131116	01/23/2014	Inspection-Case2005-23	362.50
		131213	01/23/2014	Inspection-Case2005-23	253.75
		131214	01/23/2014	Plan Review-Case13-11	72.50
		131114	01/23/2014	Plan Review-Case13-11	362.50
		131060	01/23/2014	Plan Review-SD13-02	217.50
		131058	01/23/2014	Inspections-SD13-04	253.75
		131057	01/23/2014	Plan Review-SD13-06 Chicago Blaze	145.00
		131056	01/23/2014	Plan Review-SD13-05-Franciscan Village	217.50
Check	02/10/2014	7989 Accounts Payable	Vision Service Plan		1,075.00
	Invoice	Date	Description		Amount
		14-01-17	01/17/2014	Feb 2014 vision ins premiums	1,075.00

Lemont, IL
Warrant list

Bank Account: Clearing - Accounts Payable
 Batch Date: 02/10/2014

Type	Date	Number Source	Payee Name	EFT Bank/Account	Transaction Amount
Check	02/10/2014	7990 Accounts Payable	Voorhees Associates, LLC		1,000.00
	Invoice		Date	Description	Amount
		4-1-014-0021	01/31/2014	development of performance eval forms	1,000.00
Check	02/10/2014	7991 Accounts Payable	Warehouse Direct Workplace Solutions		269.99
	Invoice		Date	Description	Amount
		2208089-0	01/27/2014	supplies	70.21
		2207354-0	01/24/2014	supplies	52.64
		2204000-0	01/22/2014	supplies	147.14
Check	02/10/2014	7992 Accounts Payable	Water Resources Inc.		1,826.73
	Invoice		Date	Description	Amount
		28414	01/24/2014	Water Meters	410.30
		28377	01/08/2014	meters	1,416.43
Check	02/10/2014	7993 Accounts Payable	Watts , Agnieszka K		10.15
	Invoice		Date	Description	Amount
		14-01-16	01/16/2014	Holiday Bazaar commissions	10.15
Check	02/10/2014	7994 Accounts Payable	WEX Fleet Universal		538.64
	Invoice		Date	Description	Amount
		35690029	01/31/2014	retail fuel purchases	538.64
Check	02/10/2014	7995 Accounts Payable	Zee Medical Inc.		50.97
	Invoice		Date	Description	Amount
		100142438	01/21/2014	office supplies	50.97
Check	02/10/2014	7996 Accounts Payable	Gracia , Melissa		84.92
	Invoice		Date	Description	Amount
		14-01-21	01/21/2014	reimbursement - travel expenses	84.92
Check	02/10/2014	7997 Accounts Payable	Hansen , Diane L		3,842.00
	Invoice		Date	Description	Amount
		14-01-29	01/29/2014	facade grant reimbursement	3,842.00
Check	02/10/2014	7998 Accounts Payable	J. W. Construction & Development		1,000.00
	Invoice		Date	Description	Amount

Lemont, IL
Warrant list

Bank Account: Clearing - Accounts Payable
 Batch Date: 02/10/2014

Type	Date	Number Source	Payee Name	EFT Bank/Account	Transaction Amount
		2013-00010089	01/24/2014	clean up bond refund - 1212 St Brendans Ct	1,000.00
Check	02/10/2014	7999 Accounts Payable	Kotur Mechanical Group		1,000.00
		Invoice	Date	Description	Amount
		2013-00010336	01/22/2014	Clean Up Deposit Refund - 40 Timberline Dr	1,000.00
Clearing Accounts Payable Totals:				Transactions: 96	\$356,251.86
	Checks:	96		\$356,251.86	

Lemont, IL
Warrant list

Bank Account: Clearing - Accounts Payable
Batch Date: 02/05/2014

Type	Date	Number	Source	Payee Name	EFT Bank/Account	Transaction Amount
Bank Account: Clearing - Accounts Payable						
Check	02/05/2014	7903	Accounts Payable	Rock Salt Source Inc.		23,826.60
	Invoice		Date	Description		Amount
	132265		02/03/2014	road salt		23,826.60
Clearing Accounts Payable Totals:				Transactions: 1		<u>\$23,826.60</u>
Checks:		1		\$23,826.60		

Lemont, IL
Warrant list

Bank Account: GMAT Grant - GMAT Grant

Batch Date: 01/31/2014

Type	Date	Number Source	Payee Name	EFT Bank/Account	Transaction Amount
Bank Account: GMAT Grant - GMAT Grant					
Check	01/31/2014	10629 Accounts Payable	Battle/Greater Metropolitan Auto Theft		5,129.95
	Invoice	Date	Description		Amount
	14-01-24	01/24/2014	reimbursement		5,129.95
Check	01/31/2014	10630 Accounts Payable	Illinois State Toll Highway Authority		40.30
	Invoice	Date	Description		Amount
	G13512660	01/05/2014	9392 - tolls 10/01/13-12/31/13		40.30
Check	01/31/2014	10631 Accounts Payable	Jiffy Lube / Sound Billing		71.98
	Invoice	Date	Description		Amount
	121032	01/25/2014	1226578 - 03 GMC Sierra 1500		71.98
Check	01/31/2014	10632 Accounts Payable	Motorola Solutions		477.00
	Invoice	Date	Description		Amount
	12119112613	01/01/2014	6008AC		477.00
GMAT Grant GMAT Grant Totals:			Transactions: 4		\$5,719.23
Checks:	4		\$5,719.23		

Lemont, IL
Warrant list

Bank Account: GMAT Grant - GMAT Grant

Batch Date: 01/31/2014

Type	Date	Number Source	Payee Name	EFT Bank/Account	Transaction Amount
Bank Account: GMAT Grant - GMAT Grant					
Check	01/31/2014	10621 Accounts Payable	Battle/Greater Metropolitan Auto Theft		591.42
	Invoice	Date	Description		Amount
	14-01-22	01/22/2014	reimbursement		591.42
Check	01/31/2014	10622 Accounts Payable	Canon Financial Services, Inc.		61.05
	Invoice	Date	Description		Amount
	13435520	01/13/2014	L16081 copier lease		61.05
Check	01/31/2014	10623 Accounts Payable	Hoffman Estates Police Department		35,304.53
	Invoice	Date	Description		Amount
	13-12-31	12/31/2013	4th qtr salary reimbursement		35,304.53
Check	01/31/2014	10624 Accounts Payable	Ice Mountain		35.08
	Invoice	Date	Description		Amount
	04A0119236503	01/14/2014	water delivery		35.08
Check	01/31/2014	10625 Accounts Payable	International Association of Chiefs of Police		120.00
	Invoice	Date	Description		Amount
	1001097887	01/02/2014	1805819 - E Mirabelli membership		120.00
Check	01/31/2014	10626 Accounts Payable	Kane County State's Attorney's Office		1,417.00
	Invoice	Date	Description		Amount
	13-12-31	12/31/2013	Dec 2013 salary reimbursement		1,417.00
Check	01/31/2014	10627 Accounts Payable	Verizon Wireless		782.83
	Invoice	Date	Description		Amount
	9717917824	01/06/2014	987317374-00001		782.83
Check	01/31/2014	10628 Accounts Payable	Village of Round Lake Park		7,083.10
	Invoice	Date	Description		Amount
	13-12-31	12/31/2013	4th atr salary reimbursement		7,083.10
GMAT Grant GMAT Grant Totals:			Transactions: 8		\$45,395.01
	Checks:	8	\$45,395.01		

Lemont, IL
Warrant list

Bank Account: GMAT Project - GMAT Project
 Batch Date: 01/24/2014

Type	Date	Number Source	Payee Name	EFT Bank/Account	Transaction Amount
Bank Account: GMAT Project - GMAT Project					
Check	01/24/2014	15103 Accounts Payable	Action Screen Print & Embroidery		58.14
	Invoice	Date	Description		Amount
	35523	12/23/2013	apparel		58.14
Check	01/24/2014	15104 Accounts Payable	Battle/Greater Metropolitan Auto Theft		1,312.00
	Invoice	Date	Description		Amount
	14-01-14 (2)	01/14/2014	reimbursement - airline tickets to TX		1,312.00
Check	01/24/2014	15105 Accounts Payable	Froehlich , Tom		387.76
	Invoice	Date	Description		Amount
	14-01-15	01/15/2014	reimbursement - rental car in TX		387.76
Check	01/24/2014	15106 Accounts Payable	Hatcher , Bessie		125.00
	Invoice	Date	Description		Amount
	14-01-07	01/07/2014	Battle office cleaning		62.50
	14-01-14	01/14/2014	Battle office cleaning		62.50
GMAT Project GMAT Project Totals:			Transactions: 4		\$1,882.90
Checks:	4		\$1,882.90		

Lemont, IL
Warrant list

Bank Account: GMAT Grant - GMAT Grant

Batch Date: 01/24/2014

Type	Date	Number Source	Payee Name	EFT Bank/Account	Transaction Amount
Bank Account: GMAT Grant - GMAT Grant					
Check	01/24/2014	10608 Accounts Payable	City of Warrenville		13,176.00
	Invoice	Date	Description		Amount
	20130207	01/03/2014	4th atr salary reimbursement		13,176.00
Check	01/24/2014	10609 Accounts Payable	Critical Reach, Inc.		135.00
	Invoice	Date	Description		Amount
	14-654	12/30/2013	2014 annual fee		135.00
Check	01/24/2014	10610 Accounts Payable	Elk Grove Village P.D.		21,957.00
	Invoice	Date	Description		Amount
	13-12-31	12/31/2013	4th atr salary reimbursement		21,957.00
Check	01/24/2014	10611 Accounts Payable	Illinois Department of Central Management Services		279.12
	Invoice	Date	Description		Amount
	T1417487	12/16/2013	T8889174 - 11/30/13 comm svcs		279.12
Check	01/24/2014	10612 Accounts Payable	Illinois Tactical Officers Association		295.00
	Invoice	Date	Description		Amount
	1029	10/03/2013	training conference - C Becket		295.00
Check	01/24/2014	10613 Accounts Payable	Lexis Nexis Risk Data Management		169.85
	Invoice	Date	Description		Amount
	20131231	12/31/2013	1340445 - Dec 2013 searches		169.85
Check	01/24/2014	10614 Accounts Payable	Merchants Automotive Group		1,927.00
	Invoice	Date	Description		Amount
	517863	12/05/2012	repair mirror Chry 300		345.00
	LW 0028348	12/31/2013	LS007801 Dec 2013 lease payments		1,582.00
Check	01/24/2014	10615 Accounts Payable	Mid-States Organized Crime Information Center		150.00
	Invoice	Date	Description		Amount
	014422-20053	12/31/2013	BATTLE 2014 annual membership fees		150.00
Check	01/24/2014	10616 Accounts Payable	Quill Corporation		250.81

Lemont, IL
Warrant list

Bank Account: GMAT Grant - GMAT Grant
 Batch Date: 01/24/2014

Type	Date	Number Source	Payee Name	EFT Bank/Account	Transaction Amount
	<u>Invoice</u>		<u>Date</u>	<u>Description</u>	<u>Amount</u>
	8312235		01/02/2014	C2135669 - office supplies	7.46
	8311623		01/02/2014	C2135669 - office supplies	104.72
	8229199		12/27/2013	C2135669 - office supplies	22.49
	8201754		12/26/2013	C2135669 - office supplies	7.98
	8200052		12/26/2013	C2135669 - office supplies	19.98
	8199881		12/26/2013	C2135669 - office supplies	88.18
Check	01/24/2014	10617 Accounts Payable		Western Springs Police Department	17,938.60
	<u>Invoice</u>		<u>Date</u>	<u>Description</u>	<u>Amount</u>
	13-12-31		12/31/2013	4th qtr salary reimbursement	17,938.60
GMAT Grant GMAT Grant Totals:				Transactions: 10	<u>\$56,278.38</u>
Checks:	10		\$56,278.38		



Village of Lemont
Planning & Economic Development Department

418 Main Street · Lemont, Illinois 60439
phone 630-257-1595 · fax 630-257-1598

TO: Mayor Reaves
Village Board of Trustees

FROM: Charity Jones, AICP, Planning & Economic Development Director

SUBJECT: Case 13-12, UDO Amendments

DATE: February 4, 2014

SUMMARY

Attached is an ordinance containing text amendments to the Unified Development Ordinance. These amendments were reviewed by the Planning & Zoning Commission on December 18, 2013 and were discussed at the January 13, 2014 Committee of the Whole. The amendments address a variety of topics, including: medical cannabis, fences in front yards in R districts, Historic District certificate of appropriateness review and approval procedures, self-storage containers (PODS), construction contractor offices, deck setbacks in the R-4 zoning district, and various clerical corrections and edits.

The draft ordinance is substantially the same as what was presented to the Committee of the Whole, with one exception. The draft ordinance that was presented to the Committee of the Whole stated that decks in R-4 zoning district would be allowed to be setback at least 10 ft from all lot lines, or equal to the setback of a conforming principal structure, whichever is less. This was an error. The attached draft has corrected this to allow decks at the typical 15 ft setback, or equal to the set or equal to the setback of a conforming principal structure, whichever is less.

BOARD ACTION

Vote on the attached ordinance.

ATTACHMENTS

1. An Ordinance Amending Title 17 of the Lemont Municipal Code, the Lemont Unified Development Ordinance of 2008.

**VILLAGE OF LEMONT
ORDINANCE NO. _____**

**AN ORDINANCE AMENDING TITLE 17 OF THE LEMONT MUNICIPAL CODE, THE
LEMONT UNIFIED DEVELOPMENT ORDINANCE OF 2008**

(UDO Amendments)

**ADOPTED BY THE
PRESIDENT AND BOARD OF TRUSTEES
OF THE VILLAGE OF LEMONT**

THIS 10th DAY OF FEBRUARY, 2014

**Published in pamphlet form by
authority of the President and
Board of Trustees of the Village
of Lemont, Cook, DuPage, and Will
Counties, Illinois this 10th
day of February, 2014.**

ORDINANCE NO. _____

**AN ORDINANCE AMENDING TITLE 17 OF THE LEMONT MUNICIPAL CODE, THE
LEMONT UNIFIED DEVELOPMENT ORDINANCE OF 2008
(UDO Amendments)**

WHEREAS, the Village of Lemont approved Ordinance O-07-08 adopting the Lemont Unified Development Ordinance of 2008 (hereinafter “the Unified Development Ordinance”) with an effective date of March 15, 2008; and

WHEREAS, on December 18, 2013, the Lemont Planning & Zoning Commission, in accordance with the requirements of the Illinois Combined Statutes and the Unified Development Ordinance, conducted a public hearing on proposed amendments to the zoning and land use regulations of the Unified Development Ordinance; and

WHEREAS, notices of the aforesaid public hearings were made in the manner provided by law; and

WHEREAS, the Lemont Planning & Zoning Commission found that the proposed amendments were consistent with the purposes of the Unified Development Ordinance and voted to recommend their approval;

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of Lemont, Cook, DuPage and Will Counties, Illinois, as follows:

SECTION 1: The foregoing findings and recitals are hereby adopted as Section 1 of this Ordinance and are incorporated by reference as if set forth verbatim herein.

SECTION 2: The Lemont, Illinois Municipal Code (“Village Code”), as amended, is further amended in Title 17, Unified Development Ordinance, Chapter 17.02 Definitions, with additions shown in underline text and deletions shown in strikethrough, so that the following definitions shall be amended and/or added to Chapter 17.02 in alphabetical order:

CHAPTER 17.02 DEFINITIONS

CONSTRUCTION CONTRACTOR OFFICE/YARD ~~Any land or buildings used primarily for the storage of equipment, vehicles, machinery (new or used), building materials, paints, pipe, lumber, or electrical components used by the owner or occupant of the premises~~ An individual or business engaged in the conduct of any building trades, building craft, or road construction.

CONSTRUCTION CONTRACTOR YARD Any land used primarily for the storage of equipment, vehicles, machinery (new or used), building materials, paints, pipe, lumber, or electrical components used by the owner or occupant of the premises in the conduct of any building trades, building craft, or road construction.

CONTAINER, STORAGE CARGO An industrial, standardized reusable vessel that:

1. Originally, specifically, or formerly designed for or used in the packing, shipping, movement or transportation of freight, articles, goods or commodities; and/or
2. Was designed for or is capable of being mounted or moved on a rail car; and/or,
3. Was designed for or is capable of being mounted on a chassis or bogie for movement by truck trailer or loaded on a ship; and/or
4. Is typically delivered or removed from site by truck, truck trailer, rail, or ship.

CONTAINER, SELF-STORAGE A portable storage unit designed and used exclusively for the storage of personal property which is designed to be delivered to a customer's house for on location packing and subsequent pick-up and delivery to a storage facility.

CULTIVATION CENTER. A facility operated by an organization or business that is registered by the Department of Agriculture to perform necessary activities to provide only registered medical cannabis dispensing organizations with usable medical cannabis.

MEDICAL CANNABIS DISPENSING ORGANIZATION. A facility operated by an organization or business that is registered by the Department of Financial and Professional Regulation to acquire medical cannabis from a registered cultivation center for the purpose of dispensing cannabis, paraphernalia, or related supplies and educational materials to registered qualifying patients. Also referred to as a "dispensing organization," or "dispensary organization".

MEDICAL CANNABIS ORGANIZATION. A Medical Cannabis Dispensing Organization or Cultivation Center.

SECTION 3: The Village Code, as amended, is further amended in Title 17, Unified Development Ordinance, with additions shown in bold and underlined text and deletions shown in strikethrough, so that said Title 17 shall be read as follows:

17.04.020 APPLICATIONS

F. Costs. The applicant shall be responsible for the payment of the Village's direct costs associated with review and processing of the land use application, including, but not limited to: public notice costs, fees of consultants hired by the Village to evaluate the application, recordation and preparation of the public record, services of a court reporter, and removal of the public notice sign. In order to ensure payment, the applicant shall be required to establish with the Village an escrow account upon application. Action on the application may be withheld pending establishment of the account, replenishment of the escrow account, or reimbursement of the Village's direct costs. The escrow account requirement may be waived by the Planning and Economic Development Director. ~~See Appendix A for a list of minimum escrow fees.~~

17.04.040 PUBLIC HEARINGS AND APPROVAL

H. Costs. The applicant shall be responsible for the Village's costs associated with the public hearing, including public notice, consultant fees, recordation and preparation of the public hearing record, and services of a court reporter. In order to ensure payment, the ~~Community~~ Planning & Economic Development Department shall require the establishment of an escrow account prior to the public hearing. The escrow amount shall be based on anticipated costs associated with the application. Action on the application may be withheld pending establishment of the account or reimbursement of Village costs associated with the public hearing. The escrow account requirement may be waived by the Planning and Economic Development Director. ~~See Appendix A for a list of escrow fees.~~

17.04.110 SUBDIVISION OF LAND AND FINAL PLATS

B. Preliminary Plat Review and Approval. Approval of a preliminary plat shall not constitute approval of the final plat, nor qualify a plat for recording with the appropriate county. Rather, it shall be deemed a guide for the preparation of the final plat and final development plans. Furthermore, the approval of a preliminary plat

shall vest no rights to the applicants other than the right to submit a final plat. The procedure for approval is:

1. The applicant, or those considering applying for a subdivision of land, shall schedule a review by the Technical Review Committee with the Planning and Economic Development Director. ~~See Appendix A for filing fees and Appendix B for application requirements.~~ This review by the TRC may occur before or after a formal application has been received. The Planning and Economic Development Director shall schedule a meeting of the Technical Review Committee and distribute copies of the application materials to the Technical Review Committee for review.

C. Final Plat Requirements. Final Plat applications shall be submitted to the Community Development Department on forms available from the department. The application shall be submitted in-person. A check-in of all documents required in the Final Plat stage of the approval process may occur at one time or separately. Final Plat applications shall include:

1. The signed Final Plat Mylar (applicant may submit paper copy first; then upon staff approval, submit Mylar); ~~See Appendix C for a list of items that the final plat shall show, and see Appendix D for sample certificates that must be affixed to the plat.~~
2. The executed covenants and restrictions, if any;
3. All executed agreements, if any;
4. The executed performance assurance, if any;
5. Required donations (i.e. impact fees) and annexation fees, if any.

D. Final Plat Approval. Within one year of approval of the preliminary plat, the applicant shall file for approval of final plat covering all or part of the approved preliminary plat. No final plat application shall be forwarded for review and approval unless it includes the required certificates. (See Appendix ~~C~~D for final plat certificates.) The final plan/plat shall be in substantial compliance with the preliminary plan/plat, i.e., the number of dwelling units has not been increased, height of buildings has not been increased, building materials are the same or of equal quality, and the general quantities and quality of the landscaping material is the same, and any changes to the final engineering plans do not alter the general design characteristics of the preliminary plan/plat.

17.06.150 TEMPORARY BUILDINGS, STRUCTURES, AND USES

A. Authorization. Except where stated otherwise in this section, temporary uses, buildings and structures may be placed on a lot or parcel only when:

1. In compliance with the provisions of this section; and
2. The Village has issued a permit or license, or with the express written consent of the Community Development Director.

B. Permitted Temporary Uses, Buildings, or Structures. Only the following temporary uses, buildings or structures are permitted:

1. A temporary building or structure for use as temporary housing in accordance with the provisions of 17.06.060.
2. Temporary buildings and structures incidental to construction work, except those related to construction of single-family dwellings, provided they are placed on the developing tract or parcel. No cooking accommodations shall be maintained and the temporary building or structure shall not be used for dwelling purposes. The temporary building or structure shall be removed within 15 days after construction is complete.
3. Temporary classrooms for public or private schools with expansion needs. Such temporary classrooms shall be placed a minimum of 250 feet from any adjacent R-zoned property. Temporary classrooms shall not be allowed more than 18 months; the 18-month period shall commence with zoning approval by the Zoning Administrator. At the applicant's request, the Community Development Director may, at his/her discretion, extend the 18-month period for a maximum of six months.
4. Tents or membrane structures 150 square feet or less for periods of less than 120 days in all zoning districts.
5. Tents or membrane structures in excess of 150 square feet in the B-4, M-1, M-2, and M-3 zoning districts.
6. Tents or membrane structures in excess of 150 square feet as a special use in the B-3 zoning district.
7. Temporary real estate offices in accordance with the provisions of 17.06.070.
8. Temporary uses and structures, associated with bona fide special events, as approved through the Village's special events approval procedure, for the tenure of the special event only.
9. Temporary buildings or structures which are part of a movie production project per agreement between the Village and the production company.

10. Temporary buildings or structures and tents or membrane structures in any B or M zoning district associated with seasonal outdoor storage, as defined by this ordinance. The temporary building, structure, tent, or membrane structure shall only be allowed for the duration of the seasonal outdoor sales operations.

11. Self-storage containers in any residential zoning district, for periods of less than 15 days. The self-storage container must be placed on the property's driveway, if a driveway is available. If a driveway is not available, the container must be placed at least five feet from the property line.

17.06.180 CONSTRUCTION CONTRACTOR OFFICE

A. Offices in the DD and B-1 Districts. Construction Contractor Offices in the DD and B-1 zoning districts shall comply with the following requirements:

1. The building is primarily used for office and/or retail showroom space; warehousing or other storage is limited to less than 50% of the gross floor area. However, area inside the principal structure that is used for the parking of company vehicles with a "B" license plate shall not be considered warehousing/storage space for the purpose of this calculation.
2. No outdoor storage is permitted.
3. Trucks and other commercial vehicles with "C" through "Z" license plates, construction equipment, tractors, trailers, and boats may not be parked on the property unless within a fully enclosed structure that substantially conceals them from view.
4. No fabrication is allowed on the property.

B. Offices in Other Districts.

1. No outdoor storage is permitted.
2. Fabrication is only permitted in manufacturing zoning districts.

17.06.190. MEDICAL CANNABIS ORGANIZATIONS

Cultivation centers and registered medical cannabis dispensing organizations, together known as "Medical Cannabis Organizations" for purposes of this section, shall be regulated as follows:

A. Location Restrictions. Medical Cannabis Organizations may only be considered as a special use within the M-4 district provided that:

1. A cultivation center shall not be located within 2,500 feet of the property line of a pre-existing public or private preschool or elementary or secondary school or day care center, day care home, group day care home, part day child care facility, or an area zoned for residential use;
2. A dispensing organization shall not be located within 1,000 feet of the property line of a pre-existing public or private preschool or elementary or secondary school or day care center, day care home, group day care home, or part day child care facility, and may not be located in a house, apartment, condominium, or an area zoned for residential use;
3. Medical Cannabis Organizations shall not be located within 1,000 feet of a property boundary of any cemetery, public park, forest preserve, public housing, or place of public worship; and
4. Medical Cannabis Organizations shall not be located within 500 feet of the boundary of any parcel in the DD district.

B. Method of Measurement. Measurement of the location restrictions described in paragraph A of this section shall be made in a straight line, without regard to intervening structures or objects, from the nearest lot line of the lot where the medical cannabis organization is to be located, to the nearest lot line of the other specified use.

C. Compliance with State Requirements. In addition to the regulations set forth in the Lemont, Illinois Municipal Code, all Medical Cannabis Organizations shall comply with all regulations provided in the Compassionate Use of Medical Cannabis Pilot Program Act, as enacted by the State of Illinois, effective January 1, 2014, as may be amended from time to time (hereinafter referred to as the “Act”) and any administrative rules promulgated and duly adopted by the various State of Illinois departments authorized to enforce the Act.

Table 17-06-02 Permitted Accessory Uses and Obstructions in Yards

Decks and terraces in a residential district, DD, or INT district, provided they are: at least 15 ft from all lot lines in districts R-1, R-2, and R-3, and R-4; and in districts DD, INT, R-4A, R-5, and R-6 at least 10 ft from all lot lines or equal to the setback of a conforming principal structure, whichever is less. In R-4, decks and terraces shall be at least 15 ft from all lot lines or equal to the setback of a conforming principle structure, whichever is less.

TABLE 17-07-01 Lot and Dimensional Standards for the R Districts

Note 2: Setback shall be 25 ft, unless subject lot is part of a block face where at least 50% of the lots are improved with principal buildings having a front yard depth of less than 25 ft, the minimum setback shall be the average of principal buildings on adjacent lots. The burden of proof for determining the 50% requirement and providing information for the average shall be on the applicant. ~~See Figure 17-01-01 for an example.~~

17.08.070 PUD PRELIMINARY PLAN/PLAT

B. Pre-Hearing Actions.

1. The applicant shall submit an application for PUD preliminary plan/plat approval for the proposed development. ~~Required submittals for such an application are contained in Appendix B of this ordinance.~~ The PUD preliminary plan/plat shall be processed concurrently with any required annexation, annexation agreements, Zoning Map amendments, or variation approvals. All PUD preliminary plan/plats shall require review and recommendation by the Planning and Zoning Commission except for those PUDs located entirely or partially within the DD District, which shall be reviewed directly by the Village Board.

17.12.030 FENCES IN R DISTRICTS

A. Permitted Locations. In an R district, fences are permitted only in conformance with Figures 17-12-02 and 17-12-03 of this chapter and in any portion of a front yard as specified in paragraph B of this section.

B. Decorative fences and walls. Decorative fences and walls are permitted in the front yard in an R district providing that:

1. Fence or wall height does not exceed ~~three~~ four feet; and
2. The fence is at least 20 feet from the edge of any public street; and
3. The fence is open in design and has opacity of at least 50%.

C. Fence Height. Fences in R districts shall not exceed six feet except:

1. Decorative fences as provided for in paragraph B of this section shall not exceed ~~three~~ four feet;
2. On through lots where a rear yard would be adjacent to a front yard, the fence in the rear yard shall not exceed three feet.

17.16.030 CERTIFICATE OF APPROPRIATENESS – MINOR ALTERATIONS

A. When Required. A Certificate of Appropriateness shall be required prior to the issuance of building permits for ~~restoration or preservation work, new construction, alteration, or demolition of structures, properties and any work impacting the exterior appearance of existing structures~~ within a historic district or for any designated national, state, or Village landmarks, or for any structure on the National Register of Historic Places.

B. Minor Alterations. Minor alterations to the exterior of a structure subject to the provisions of this article shall be reviewed by the Planning and Economic Development Director. If the minor alteration meets the design guidelines established in this article, the Planning and Economic Development Director shall issue a Certificate of Appropriateness. For the purposes of this article, a “minor alteration” is:

1. ~~A non-structural alteration to a building or structure~~ Construction, demolition, and alterations of accessory structures, except those otherwise defined as major alterations; or
2. Addition or removal of paint, re- shingling, and installation or removal of gutters and downspouts of principal or accessory structures.; ~~or~~
3. ~~Any interior remodeling that does not affect the exterior of the building or structure.~~

C. Major Alterations. ~~Major alterations are all other changes to a structure that are not minor alterations as described in paragraph B of this section. Work that requires a Certificate of Appropriateness includes, but is not limited to, the following:~~

1. ~~A change in the height of a structure; or~~
2. ~~A change in the footprint of a structure; or~~
3. ~~An addition to a structure; or~~
4. ~~A change in the exterior materials on a structure, including siding and a change in the roofing materials (e.g. slate roof replaced by asphalt singles); or~~
5. ~~A change in the fenestration of a structure; or~~
6. ~~Replacement of windows, awnings, or exterior details on a structure; or~~
7. ~~Installation or alteration to a fence on the lot; or~~
8. ~~Construction of a new structure on a lot; or~~
9. ~~Demolition of a structure~~

DC. Approval Process. The approval process for a Certificate of Appropriateness for a minor alteration is:

1. Property owner concurrently submits application and fees for a building permit and Certificate of Appropriateness to the Building Department.
2. The applications are forwarded to the Community Planning & Economic Development Department for review of completeness and compliance with the provisions of this Article, Article II (Zoning) and Article IV (Site Development) of this ordinance. If one or both of the applications are either incomplete or not in compliance, the applicant is notified about and is required to correct the deficiencies. The Planning & Economic Development Director will then approve the application; approve the application with modification; or deny the application.
 - a. ~~If the Certificate of Appropriateness application is for minor alteration as described in paragraph B of this section, the Planning and Economic Development Director, shall approve the application and return it to the Building Department.~~
 - b. ~~If the Certificate of Appropriateness application is for a major alteration as described in paragraph C of this section, the Planning and Economic Development Director shall forward the application to the Historic Preservation Commission for review.~~
3. ~~Within 15 days of receiving the application for a major alteration, the Historic Preservation Commission shall:~~
 - a. ~~Schedule a public hearing on the application; and~~
 - b. ~~Notify the applicant of the time, date, and venue of the hearing; and~~
 - c. ~~Publish notice of the hearing in compliance with paragraph E of this section.~~
4. ~~The Historic Preservation Commission shall conduct the public hearing, and shall use the standards and guidelines of Chapter 17.17 of this ordinance when evaluating the application. The HPC may decide to:~~
 - a. ~~Approve the application; or~~
 - b. ~~Approve the application with modification; or~~
 - c. ~~Deny the application; or~~
 - d. ~~Continue the hearing because of lack of information or upon agreement with the applicant.~~

- ~~5. The HPC shall notify the applicant of a decision within 15 days after the close of the hearing. The decision shall include findings of fact. Additionally, the Historic Preservation Commission shall notify the Community Development Department of its decision.~~
63. If the application is approved, the Community Planning & Economic Development Department issues both the Certificate of Appropriateness. Approval of a Certificate of Appropriateness does not constitute approval of a building permit; applicants must seek approval of all applicable building permits prior to commencing with the changes approved by the Certificate of Appropriateness.
74. If the application is approved with modification, the Community Planning & Economic Development Department will determine if the modifications require submission of new plans or additional materials for building code compliance and inform the applicant. If no new plans or materials are required, the Community Development Department will annotate the previously submitted plans to indicate the conditions of approval.
85. If the application is denied, the applicant may apply for a Certificate of Economic Hardship in accordance with the provisions of §17.16.040 or appeal the decision in accordance with §17.16.060030.D of this ordinance.

D. Appeal Process. When a Certificate of Appropriateness is denied, approved with conditions, or approved by the Planning & Economic Development Department, the applicant or any interested party may, within 60 days of the decision, appeal such decision to the Village Board. The Village Board shall conduct a public hearing in accordance with the requirements of §17.16.035.D of this ordinance and shall use the standards and guidelines of Chapter 17.17 of this ordinance when evaluating the application. The Village Board may affirm, reverse or modify the Planning & Economic Development Department's decision by a majority vote of the Village Board. The decision of the Village Board shall be final, subject only to judicial review as provided by law.

E. Public Notice Requirements

- ~~1. Not less than seven days and not more than 15 days prior to the scheduled public hearing, the Historic Preservation Commission shall cause to be published in a local newspaper a notice announcing the public hearing. Such notice shall contain:~~
- ~~a. The common street address of the subject property; and~~
 - ~~b. The scheduled time, date, and venue of the public hearing; and~~
 - ~~c. A description of the nature, scope, and purpose of the application or proposal; and~~
 - ~~d. The name and address of the applicant; and~~
 - ~~e. A statement that additional information concerning the hearing or application can be obtained from the Community Development Department or other~~

~~appropriate Village staff, and the address and contact information for the department or staff.~~

- ~~2. The Historic Preservation Commission shall ensure inclusion of the scheduled public hearing on its meeting agenda, and ensure the agenda is posted in the Village Hall and on the Village's website in accordance with Illinois state statute.~~
- ~~3. The Historic Preservation Commission shall notify the applicant, in writing, of any denial of an application for Certificate of Appropriateness within 15 days of the decision.~~

~~**F. Validity.** Certificates of Appropriateness are valid for one year from the date of issuance.~~

~~***~~

17.16.035 CERTIFICATE OF APPROPRIATENESS – MAJOR ALTERATIONS

A. When Required. A Certificate of Appropriateness shall be required prior to the issuance of building permits for new construction and demolition of structures and any work impacting the exterior appearance of existing structures within a historic district or for any designated national, state, or Village landmarks, or for any structure on the National Register of Historic Places.

B. Major Alterations. Major alterations are all other changes to the exterior of a structure that are not minor alterations as described in §17.16.030 of this chapter. For the purposes of this article, a “major alteration” is:

1. Construction, demolition and alterations of principal structures; or
2. Construction and alterations of detached garages, decks, awnings, and signs; or
3. Demolition of detached garages and removal of awnings.

C. Approval Process. The approval process for a Certificate of Appropriateness is:

1. Property owner concurrently submits application and fees for a building permit and Certificate of Appropriateness to the Building Department.
2. The applications are forwarded to the Planning & Economic Development Department for review of completeness and compliance with the provisions of Article II (Zoning) and Article IV (Site Development) of this ordinance. If one or both of the applications are either incomplete or not in compliance, the applicant is notified about the deficiencies and must correct the deficiencies prior to review by the Historic Preservation Commission. Once the application is complete, the Planning and Economic Development Director shall forward the application to the Historic Preservation Commission for review.

3. Within 15 days of receiving the application for a major alteration, the Historic Preservation Commission shall:
 - a. Schedule a public hearing on the application; and
 - b. Notify the applicant of the time, date, and venue of the hearing; and
4. The Historic Preservation Commission shall conduct the public hearing, and shall use the standards and guidelines of Chapter 17.17 of this ordinance when evaluating the application. The HPC may decide to:
 - a. Approve the application; or
 - b. Approve the application with modification; or
 - c. Deny the application; or
 - d. Continue the hearing because of lack of information or upon agreement with the applicant.
5. The HPC shall notify the applicant of a decision within 15 days after the close of the hearing. The decision shall include findings of fact. Additionally, the Historic Preservation Commission shall notify the Planning & Economic Development Department of its decision.
6. If the application is approved, the Planning & Economic Development Department issues the Certificate of Appropriateness. Approval of a Certificate of Appropriateness does not constitute approval of a building permit; applicants must seek approval of all applicable building permits prior to commencing with the changes approved by the Certificate of Appropriateness.
7. If the application is approved with modification, the Planning & Economic Development Department will determine if the modifications require submission of new plans or additional materials and inform the applicant. If no new plans or materials are required, the Planning & Economic Development Department will annotate the previously submitted plans to indicate the conditions of approval.
8. If the application is denied, the applicant may apply for a Certificate of Economic Hardship in accordance with the provisions of §17.16.040 or appeal the decision in accordance with §17.16.035.E of this ordinance.

D. Public Notice Requirements

1. Not less than seven days and not more than 15 days prior to the scheduled public hearing, the Historic Preservation Commission shall notify the applicant by certified mail of the scheduled public hearing.

2. The Historic Preservation Commission shall ensure inclusion of the scheduled public hearing on its meeting agenda, and ensure the agenda is posted in the Village Hall and on the Village's website in accordance with Illinois state statute.
3. The Historic Preservation Commission shall notify the applicant, by regular mail, of any denial of an application for Certificate of Appropriateness within 15 days of the decision.

E. Appeal Process. When a Certificate of Appropriateness is denied, approved with conditions, or approved by the Historic Preservation Commission, the applicant or any interested party may, within 60 days of the decision, appeal such decision to the Village Board. The Village Board may affirm, reverse or modify the HPC's decision by a majority vote of the Village Board. The decision of the Village Board shall be final, subject only to judicial review as provided by law.

F. Validity. Certificates of Appropriateness are valid for one year from the date of issuance.

17.16.040 CERTIFICATE OF ECONOMIC HARDSHIP

- A. Purpose.** The Certificate of Economic Hardship is issued upon evidence that the structure or property cannot yield an adequate economic return unless the proposed work for which a Certificate of Appropriateness has been denied is allowed to proceed.
- B. Timing of Application.** Applicants denied a Certificate of Appropriateness wishing to apply for a Certificate of Economic Hardship shall file a complete application within 60 days after the close of the public hearing for the Certificate of Appropriateness.
- C. Submission of Application.** Applicants shall submit forms and any supporting documents to the Planning and Economic Development Director. The applicant may submit any or all of the following information in order to assist the HPC in making its determination on the application:
1. The amount paid for the property, the date of purchase and the party from whom purchased (including a description of the relationship, if any, between the owner and the person from whom the property was purchased.)
 2. The assessed value of the land and improvements according to recent assessments.
 3. Real estate tax bills.
 4. Remaining balance on mortgage and annual debt service.

5. All appraisals obtained with the previous two years by the owner or applicant in connection with the purchase, financing or ownership of the property.
6. Any listing of the property for sale or rent, asking price, or offers received.
7. Any consideration by the owner as to profitable adaptive uses for the property.
8. Annual gross income from the property, itemized operating and maintenance expenses, and annual cash flow before and after debt service.
9. Form of ownership or operation of the property.
10. Any other information including income tax bracket of the owner, applicant or principal investors in the property, reasonably necessary for a determination as to whether the property can be reasonably used or yield a reasonable return to present or future owners.

D. Forwarding to HPC. The Planning and Economic Development Director shall review the application for completeness and, upon verification of a complete application and the payment of any fees that the Village may from time to time establish for the application, forward the application to the HPC. Within 15 days of receiving the application, the Historic Preservation Commission shall:

1. Schedule a public hearing on the application; and
2. Notify the applicant of the time, date, and venue of the hearing; and
3. Publishes notice of the meeting 7-15 days before the hearing in compliance with paragraph C of this section.

E. Public Hearing. The Historic Preservation Commission shall conduct the public hearing. Any decision of the HPC shall be forwarded to the applicant and Community Development Department within five days of the hearing. The HPC may decide to:

1. Approve the application; or
2. Deny the application; or
3. Delay a decision for three months in accordance with paragraph F of this section.

F. Three-Month Delay

1. During the three-month period mentioned in paragraph E above, the HPC shall investigate plans to allow for a reasonable beneficial use or a reasonable economic return, or to otherwise preserve the subject property. Such plans may include, but not be limited to:
 - a. A relaxation of the provisions of the ordinance; or

- b. Reducing real property taxes;
 - c. Financial assistance from the Village;
 - d. Amendments to the building code and/or amendments in the zoning regulations.
2. If such plans require approval by the Village Board, they shall be forwarded to the Village Board for consideration. If such plans do not require Village Board approval, the HPC may seek applicant compliance to the plans and approve the Certificate of Economic Hardship with or without conditions. If the applicant does not wish to comply with the recommended plans, the HPC may decide to deny the application for Certificate of Economic Hardship.

G. Post-Decision Actions and Options

1. If the application is approved, the Community Development Department, upon verification of plan compliance with applicable building codes, issues both the Certificate of Economic Hardship. Approval of a Certificate of Economic Hardship does not constitute approval of a building permit; applicants must seek approval of all applicable building permits prior to commencing with the changes approved by the Certificate of Economic Appropriateness.
2. If the application is approved with modification, the Community Development Department will determine if the modifications require submission of new plans or additional materials for building code compliance and inform the applicant. If no new plans or materials are required, the Community Development Department will annotate the previously submitted plans to indicate the conditions of approval.
- ~~3. If the application is denied, the applicant may appeal the decision in accordance with §17.16.060 of this chapter.~~

H. Appeal Process. When a Certificate of Economic Hardship is denied, approved with conditions, or approved by the Historic Preservation Commission, the applicant or any interested party may, within 60 days of the decision, appeal such decision to the Village Board. The Village Board may affirm, reverse or modify the HPC’s decision by a majority vote of the Village Board. The decision of the Village Board shall be final, subject only to judicial review as provided by law.

17.16.050 DEMOLITION APPROVAL

A. When Required. An application for a Certificate of Appropriateness shall be required for the demolition of any structure within a Historic District or for any designated national, state, or Village landmarks or for any structure on the National Register of Historic Places.

B. Application. The application for demolition of a structure shall be made to the Historic Preservation Commission through the Community Development Department. The application shall include the following information:

1. Address of structure; and
2. Legal description of property and PIN; and
3. Name and address of property owner; and
4. Year of construction; and
5. Reason for demolition; and
6. Site plan; and
7. Photographs of each side of the structure; and
8. Consent of the property owner

C. Approval Process. See §17.16.0305.C of this ordinance for approval procedures.

D. Public Notice Requirements

1. Not less than seven days and not more than 15 days prior to the scheduled public hearing, the Historic Preservation Commission shall cause to be published in a local newspaper a notice announcing the public hearing. Such notice shall contain:
 - a. The common street address of the subject property; and
 - b. The scheduled time, date, and venue of the public hearing; and
 - c. A description of the nature, scope, and purpose of the application or proposal; and
 - d. The name and address of the applicant; and
 - e. A statement that additional information concerning the hearing or application can be obtained from the Planning & Economic Development Department and the address and contact information for the department.
2. Not less than seven days and not more than 15 days prior to the scheduled public hearing, the Historic Preservation Commission shall notify the applicant by certified mail of the scheduled public hearing.
3. The Historic Preservation Commission shall ensure inclusion of the scheduled public hearing on its meeting agenda, and ensure the agenda is posted in the Village Hall and on the Village's website in accordance with Illinois state statute.

4. The Historic Preservation Commission shall notify the applicant, by regular mail, of any denial of an application for Certificate of Appropriateness within 15 days of the decision.

E. Criteria to be Considered. When determining whether to approve a Certificate of Appropriateness for demolition, the HPC shall consider and may give decisive weight to any one or all of the standards of this paragraph. In addition to the criteria, demolition should not be permitted unless the building is beyond all economically feasible repair as determined by the HPC. The criteria are:

1. Whether the structure has significant value as part of the historic or cultural heritage of Lemont, Cook County, the State of Illinois, or the United States.
2. Whether the structure is identified with a person or persons who significantly contributed to the development of Lemont, Cook County, the State of Illinois, or the United States.
3. Whether the structure is representative of the distinguishing characteristics of architecture inherently valuable for the study of a period, type, method of construction, or use of indigenous materials, especially the use of stone known as “Lemont limestone” or “Athens marble.”
4. Whether the structure is a notable work of a master builder, designer, architect or artist.
5. Whether the structure has a unique location or singular physical characteristic that makes it an established or familiar visual feature, including presence in the Lemont skyline.
6. Whether the building is a particularly fine or unique example of a utilitarian structure, including but not limited to utilitarian, residential or commercial structures with a high level of integrity or architectural significance.
7. Whether the building, although it may or may not be designated as a landmark, is considered to be a contributing historic structure and whether it contributes to the overall character of the historic district.
8. Whether the demolition of the structure would create a breach in the visual streetscape of the historic district, or be detrimental to public interest and contrary to the general welfare of the historic district.
9. Whether any new structure proposed to be constructed upon demolition of a non-contributing structure is compatible with the buildings and environment of the historic district and would qualify for a Certificate of Appropriateness.
10. Whether the building or structure is in such a deteriorated condition that it is not structurally or economically feasible to preserve or restore it, or whether there is a compelling health or safety reason to demolish the building or structure. Any

hardship or difficulty claimed by the owner which is self-created or which is the result of failure to secure or maintain the property in good repair cannot qualify as a basis for a Certificate of Appropriateness.

11. Whether the building is 50 years or older unless it has no historic or architectural merit.
12. Whether the building or structure is within a grouping of similar buildings or structures that creates a distinctive pattern or historic rhythm of masses and spaces that would be significantly altered by the removal of one or more of its parts.
13. Whether the building has architectural characteristics associated with hand-built buildings, such as hand-hewn timbers, scroll saw cut architectural trim, finished stone trim, or any other stone features.

EE. Possible Repair of Building. In addition to the criteria in paragraph DE of this section, demolition of building that contributes to the district’s historic appearance should not be permitted unless the HPC determines that it is not economically feasible to repair the building. An evaluation may be required by the HPC, performed by an analyst experienced in historic restoration, at the expense of the applicant for demolition.

~~17.16.060 APPEAL OF HPC DECISIONS~~

~~When a Certificate of Appropriateness or a Certificate of Economic Hardship is denied or approved by the Historic Preservation Commission, the applicant or any interested party may, within 60 days of the decision, appeal such decision to the Village Board. The Village Board may affirm, reverse or modify the HPC’s decision by a majority vote of a quorum of the Village Board. The decision of the Village Board shall be final, subject only to judicial review as provided by law.~~

17.20.050 LANDSCAPE STANDARDS FOR STREETS

A. Requirements. Table 17-20-01 specifies the minimum requirements for plant material that shall be required.

TABLE 17-20-01 Landscaping Requirements Along Streets

ZONING	STREET TYPE	
	Local	Arterial and Collector
R Districts	One canopy tree per 40 ft of street frontage	Three plant units per 100 ft of street frontage
B Districts	One plant unit per 100 ft of street frontage	One and a half plant units per 100 ft of street frontage (O-65-11)

M Districts	One plant unit per 100 ft of street frontage see Section <u>17.20.061.B</u>	One plant unit per 100 ft of street frontage see Section <u>17.20.061.B</u>
INT District	One plant unit per 100 ft of street frontage	One plant unit per 100 ft of street frontage

17.20.130 TREE PRESERVATION

D. Replacement of Removed or Damaged Trees

1. If trees marked for preservation on the tree preservation plan are damaged or removed, the Village may impose a fine based on the caliper inch per damaged or removed tree. ~~See Appendix A for fine amounts.~~

17.23.020 SITE DEVELOPMENT PERMIT

G. Fees. Site development fees shall be paid in full prior to the issuance of a site development permit, ~~See Appendix A of this ordinance for a fee schedule.~~

SECTION 4: The Lemont, Illinois Municipal Code (“Village Code”), as amended, is further amended in Title 17, Unified Development Ordinance, so that Table 17-06-01, Permitted and Special Uses in the Zoning Districts, is deleted in its entirety and replaced with the Table shown on Exhibit A, attached hereto.

SECTION 5: The Lemont, Illinois Municipal Code (“Village Code”), as amended, is further amended in Title 17, Unified Development Ordinance, so that Appendices A, B and C are deleted in their entirety.

SECTION 6: That the Village Clerk of the Village of Lemont be and is directed hereby to publish this Ordinance in pamphlet form, pursuant to the Statutes of the State of Illinois, made and provided.

SECTION 7: Should any Section or provision of this Ordinance be declared by a Court of competent jurisdiction to be invalid, such decision shall not affect the validity of the Ordinance as a whole or any part thereof other than the part declared to be invalid.

SECTION 8: This Ordinance shall be in full force and effect from and after its passage, approval and publication as provided by law.

PASSED AND APPROVED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF LEMONT, COUNTIES OF COOK, WILL, AND DUPAGE, ILLINOIS, on this 10th day of February, 2014.

PRESIDENT AND VILLAGE BOARD MEMBERS:

	AYES:	NAYS:	ABSENT:	ABSTAIN
Debby Blatzer	_____	_____	_____	_____
Paul Chialdikas	_____	_____	_____	_____
Clifford Miklos	_____	_____	_____	_____
Ron Stapleton	_____	_____	_____	_____
Rick Sniegowski	_____	_____	_____	_____
Jeanette Virgilio	_____	_____	_____	_____

BRIAN K. REAVES
President

ATTEST:

CHARLENE M. SMOLLEN
Village Clerk

TABLE 17-06-01 Permitted and Special Uses in the Zoning Districts

Use Category	Zoning District															
	B-1	B-3	B-4	DD	INT	M-1	M-2	M-3	M-4	R-1	R-2	R-3	R-4	R-4A	R-5	R-6
Smoking lounge	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Tattoo parlor	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Vehicle-Related Land Uses																
Auto body and auto repair	S	P	-	P	-	-	-	-	-	-	-	-	-	-	-	-
Automobile sales and service	-	P	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Auto supply or auto accessory	S	P	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Boat/RV sales,service, or storage	-	P	-	-	-	-	P	P	-	-	-	-	-	-	-	-
Car wash	-	P	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Heavy equipment sales or service	-	P	-	-	-	-	P	P	-	-	-	-	-	-	-	-
Service station	S	P	-	S	-	S	-	-	-	-	-	-	-	-	-	-
Vehicle storage and towing	-	S	-	-	-	-	S	S	-	-	-	-	-	-	-	-
Wholesale sales		S				S										
INDUSTRIAL	B-1	B-3	B-4	DD	INT	M-1	M-2	M-3	M-4	R-1	R-2	R-3	R-4	R-4A	R-5	R-6
Industry and Manufacturing																
Light industry	-	-	-	-	-	P	P	P	-	-	-	-	-	-	-	-
Medium industry	-	-	-	-	-	S	S	P	-	-	-	-	-	-	-	-
Heavy industry	-	-	-	-	-	S	S	P	P	-	-	-	-	-	-	-
Asphalt manufacture or refining	-	-	-	-	-	-	-	S	-	-	-	-	-	-	-	-
Chemical manufacturing or storage	-	-	-	-	-	-	-	S	-	-	-	-	-	-	-	-
Container storage yard	-	-	-	-	-	S	S	S	-	-	-	-	-	-	-	-
Freight transportation terminal	-	-	-	-	-	S	-	P	-	-	-	-	-	-	-	-
Outside display/storage not permitted	-	-	-	-	S	S	S	S	S	-	-	-	-	-	-	-
Self-storage facility	-	S	-	-	-	P	P	P	P	-	-	-	-	-	-	-
PUBLIC, CIVIC, EDUCATIONAL, OTHER	B-1	B-3	B-4	DD	INT	M-1	M-2	M-3	M-4	R-1	R-2	R-3	R-4	R-4A	R-5	R-6
Agriculture																
Agriculture, consistent with §17.06.160 of this ordinance	-	S	-	-	-	-	-	-	-	P	P	P	P	-	-	-
Farm stand	P	P	-	-	-	-	-	-	-	P	P	-	-	-	-	-
Greenhouse, commercial	P	P	-	-	-	-	-	-	-	P	P	-	-	-	-	-
Roadside market on lots of 5 acres or more	-	P	-	-	-	-	-	-	-	P	P	-	-	-	-	-
Civic and civic-related																
Library, public	S	S	-	-	P	-	-	-	-	S	S	S	S	S	S	S
Lodge, fraternal and civic assembly	S	S	-	P	-	-	-	-	-	S	S	S	S	S	S	S
Government facilities	P	P	-	P	P	-	-	-	-	P	P	P	P	P	P	P
Parks and playgrounds	P	P	P	-	P	P	P	P	P	P	P	P	P	P	P	P
Postal service	S	S	-	P	P	-	-	-	-	S	S	S	S	S	S	S
Child care facilities																
Child care facilities other than day care	S	S	-	P	-	-	-	-	-	S	S	S	S	S	S	S
Day care home	P	P	-	P	-	-	-	-	-	P	P	P	P	P	P	P
Foster home	-	S	-	-	-	-	-	-	-	S	S	S	S	S	S	S
Educational facilities																
College and university	S	S	-	-	S	-	-	-	-	-	-	-	-	-	-	-
School, K thru high school	-	-	-	S	P	-	-	-	-	S	S	S	S	S	S	S

TABLE 17-06-01 Permitted and Special Uses in the Zoning Districts

Use Category	Zoning District															
	B-1	B-3	B-4	DD	INT	M-1	M-2	M-3	M-4	R-1	R-2	R-3	R-4	R-4A	R-5	R-6
Trade school	S	S	-	P	S	-	-	-	-	S	S	S	S	S	S	S
Religious use																
Religious assembly	P	P	-	S	P	-	-	-	-	P	S	S	S	S	S	S
Religious institution	S	S	-	S	P	-	-	-	-	P	S	S	S	S	S	S
Other																
Telecommunications tower		S		S	S	S	S	S	S	S	S	S	S	S	S	S
Cemetery	S	S	S	-	-	-	-	-	-	S	S	S	S	-	S	S
Heliport	-	-	-	-	S	-	-	-	S	-	-	-	-	-	-	-
Cultivation Center	-	-	-	-	-	-	-	S	S	-	-	-	-	-	-	-
Medical Cannabis Dispensing Organization	-	-	-	-	-	-	-	S	S	-	-	-	-	-	-	-
Planned unit development	S	S	S	S	S	S	S	S	-	S	S	S	S	S	S	S
Parking lot as an accessory structure permitted to be located elsewhere than on the same zoning lot for which a primary structure or building is located and served by such parking lot	-	-	-	-	-	-	-	-	-	S	S	S	S	S	S	S
Railroad rights-of-way, excluding classification yards, terminal facilities, and maintenance facilities	P	P	P	P	-	P	P	P	-	-	-	P	P	-	P	P
Temporary uses consistent with other permitted uses in the zoning district	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P
Utilities, as part of subdivision plat	P	P	P	P	P	P	P	P	-	P	P	P	P	P	P	P
Utilities, not as part of subdivision plat and not regulated more specifically by Ordinance O-94-07, Standards for the Construction of Facilities in the Public Right of Way.	S	S	S	S	S	S	S	S		S	S	S	S	S	S	S

to: Mayor Brian K. Reaves
Village Board of Trustees

from: James L. Cainkar, P.E., P.L.S., Acting Village Engineer

subject: **JOINT AGREEMENT
BETWEEN IDOT AND THE VILLAGE OF LEMONT
IL-171 OVER LONG RUN CREEK**

date: February 4, 2014

BACKGROUND

IDOT is proposing improvements to the bridge on Illinois Route 171 over Long Creek, which work will also include roadway reconstruction, drainage improvements, traffic signal installation at 135th Street and modernizing of the Village of Lemont owned traffic signals at the Long Run Market Place Mall entrance.

In order to accomplish this it is necessary to pass the attached.

- Exhibit C – An Ordinance restricting parking along IL-171 within the Village;
- Exhibit D - An Ordinance Prohibiting the discharge of sanitary and industrial waste into any storm sewer or drainage facility constructed as a part of the IL-171 improvement; and
- Exhibit E – An Ordinance prohibiting encroachments within the State of Illinois right-of-way along IL-171.

PROS/CONS/ALTERNATIVES

Approval of all three Ordinances in order to ensure the safety and wellbeing of the motoring public and Village residents. (Ordinance numbers need to be assigned.)

RECOMMENDATION

Approval of the Ordinance Exhibits C, D, and E, by the Village Board.

ATTACHMENTS

- Exhibit C
- Exhibit D
- Exhibit E

VILLAGE BOARD ACTION REQUIRED

Approval of the Ordinances.

EXHIBIT C
ORDINANCE NO. _____
AN ORDINANCE RESTRICTING PARKING ALONG
IL-171 WITHIN THE VILLAGE OF LEMONT

WHEREAS, the State of Illinois acting by and through its Department of Transportation is desirous of improving IL-171, between Mall Entrance and 135th Street, in the Village of Lemont; and

WHEREAS, a portion of this project runs through the Village of Lemont from IL-171 to Mall Entrance; and

WHEREAS, in order to facilitate the free flow of traffic and ensure safety to the motoring public, the Village of Lemont determines that the parking along IL-171 shall be prohibited.

BE IT ORDAINED BY THE VILLAGE BOARD OF THE VILLAGE OF LEMONT, COUNTY OF COOK, STATE OF ILLINOIS, as follows:

Section 1. That parking shall not be permitted along the IL-171, from Mall Entrance to 135th Street, within the Village limits of the Village of Lemont.

Section 2. That the Village Board of the Village of Lemont will prohibit future parking at such locations on or immediately adjacent to IL-171 as may be determined and directed by the State of Illinois to be necessary to ensure the free flow of traffic and safety to the motoring public.

Section 3. The Village Clerk is hereby authorized and directed to attach a copy of this Ordinance to the agreement dated February 10, 2014, by and between the State of Illinois and the Village of Lemont.

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

ADOPTED BY THE VILLAGE BOARD OF THE VILLAGE OF LEMONT, COUNTY OF COOK, STATE OF ILLINOIS, this 10th day of February, 2014.

VOTE:

AYES:

NAYES:

ABSENT:

Approved by me this 10th day
of February, 2014.

ATTEST:

Village President

Village Clerk

EXHIBIT D
ORDINANCE PROHIBITING THE DISCHARGE
OF SANITARY AND INDUSTRIAL WASTE INTO
ANY STORM SEWER OR DRAINAGE FACILITY
CONSTRUCTED AS A PART OF THE
IL-171 IMPROVEMENT

WHEREAS, the State of Illinois acting by and through its Department of Transportation, is desirous of improving Illinois Route 171 over Long Creek Run, in the Village of Lemont; and

WHEREAS, said project includes the installation of storm sewers and drainage facilities; and

WHEREAS, a portion of the project runs through the Village of Lemont including the installation of storm drains and drainage facilities;

BE IT ORDAINED BY THE VILLAGE BOARD OF THE VILLAGE OF LEMONT, COUNTY OF COOK, STATE OF ILLINOIS, as follows:

Section 1. No person, firm, corporation or other entity shall discharge any sanitary waste or industrial waste water into any storm sewer or drainage facility constructed as part of the IL-171 improvement, said limits of improvement being between 135th and Mall Entrance, and a portion of which passes through the Village of Lemont.

Section 2. The Village Clerk of the Village of Lemont is authorized and directed to attach a copy of this Ordinance to the agreement dated February 10, 2014, by and between the State of Illinois and the Village of Lemont relative to the improvement.

Section 3. This Ordinance shall be in full force and effect from and after its passage and approval accordingly to law.

ADOPTED BY THE VILLAGE BOARD OF THE VILLAGE OF LEMONT, COUNTY OF COOK, STATE OF ILLINOIS, this 10th day of February, 2014.

VOTE:

AYES:

NAYES:

ABSENT:

Approved by me this 10th day
of February, 2014.

ATTEST:

Village President

Village Clerk

EXHIBIT E
ORDINANCE NO. _____
AN ORDINANCE PROHIBITING ENCROACHMENTS
WITHIN THE STATE OF ILLINOIS RIGHT-OF-WAY
ALONG IL-171

WHEREAS, the State of Illinois acting by and through its Department of Transportation, is desirous of improving the Illinois Route 171, between 135th Street and Mall Entrance, in the Village of Lemont; and

WHEREAS, said project is being constructed in order to facilitate the free flow of traffic and ensure safety to the motoring public; and

WHEREAS, a portion of the project runs through the Village of Lemont;

BE IT ORDAINED BY THE VILLAGE OF THE VILLAGE OF LEMONT, COUNTY OF COOK, STATE OF ILLINOIS, as follows:

Section 1. That no person, firm, corporation or other entity shall install, place, maintain or construct any structure that encroaches upon the State of Illinois right-of-way on IL-171 within the limits of the Village of Lemont.

Section 2. The Village Clerk of the Village of Lemont is authorized and directed to attach a copy of this Ordinance to the agreement dated February 10, 2014, by and between the State of Illinois and the Village of Lemont relative to the improvement of IL-171.

Section 3. This Ordinance shall be in full force and effect from and after its passage and approval accordingly to law.

ADOPTED BY THE VILLAGE BOARD OF THE VILLAGE OF LEMONT, COUNTY OF COOK, STATE OF ILLINOIS, this 10th day of February, 2014.

VOTE:

AYES:

NAYES:

ABSENT:

Approved by me this 10th day
of February, 2014.

ATTEST:

Village President

Village Clerk

to: Mayor Brian K. Reaves
Village Board of Trustees

from: James L. Cainkar, P.E., P.L.S., Acting Village Engineer

subject: **JOINT AGREEMENT
BETWEEN IDOT AND THE VILLAGE OF LEMONT
IL-171 OVER LONG RUN CREEK**

date: February 4, 2014

BACKGROUND

IDOT is proposing improvements to the bridge on Illinois Route 171 over Long Run Creek, which work will also include roadway reconstruction, drainage improvements, traffic signal installation at 135th Street and modernizing of the Village of Lemont owned traffic signals at the Long Run Market Place Mall entrance.

In order to accomplish this improvement, IDOT desires to enter into an agreement with the Village allowing the upgrades to be performed.

PROS/CONS/ALTERNATIVES

Approval of Agreement with IDOT for participation with IDOT for the necessary for the work to be performed at the above-captioned locations using Federal and State funds (\$6,545.800.00), with \$29,900.00 being the Village's cost share.

Originally, IDOT had assessed the Village a cost of \$149,500.00. However, the Village was successful in procuring 80% Federal Funding from the Southwest Council of Mayors for this project, thus lowering the Village cost significantly.

RECOMMENDATION

Approval of the Agreement with IDOT, and Resolution, by the Village Board.

ATTACHMENTS

- Agreement for approval of said upgrades
- Plan Approval Letter
- Exhibit B "Funding Resolution" for the cost of \$29,900.00

VILLAGE BOARD ACTION REQUIRED

Approval of the Agreement and Resolution.

RESOLUTION
RESOLUTION APPROVING AGREEMENT FOR PARTICIPATION
FOR ILLINOIS ROUTE 171

WHEREAS, IDOT requires the approval of the Village of Lemont to perform improvements to the bridge on Illinois Route 171 over Long Run Creek;

WHEREAS, the Village of Lemont desires to enter into an Agreement for participation with IDOT, for a cost of \$29,900.00 (the Local share of project cost);

WHEREAS, the Village Board has authorized the Village President to sign the Agreement for participation.

NOW, THEREFORE, BE IT RESOLVED, by the President and Board of Trustees that the agreement attached hereto as Exhibit A is hereby approved.

PASSED AND APPROVED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE

VILLAGE OF LEMONT, COUNTIES OF COOK, WILL AND DuPAGE, ILLINOIS, on this 10th

day of February, 2014.

AYES

NAYS

PASSED

ABSENT

Debby Blatzer
Paul Chialdikas
Clifford Miklos
Rick Sniegowski
Ronald Stapleton
Jeanette Virgilio

Approved by me this 10th day of February, 2014.

A t t e s t :

BRIAN K. REAVES, Village President

CHARLENE SMOLLEN, Village Clerk

FAP Route 577
State Section: C-1-B
Cook and Will Counties
Job No. : C-91-584-09
Agreement No.: JN-114-009
Contract No.: 60H21

AGREEMENT

This Agreement entered into this ____ day of _____, 2014 A.D.,
by and between the STATE OF ILLINOIS, acting by and through its DEPARTMENT
OF TRANSPORTATION hereinafter called the STATE, and the VILLAGE of
LEMONT of the State of Illinois, hereinafter called the VILLAGE.

WITNESSETH:

WHEREAS, the STATE in order to facilitate the free flow of traffic and ensure safety
to the motoring public, is desirous of improving approximately 2,144 feet of Illinois
Route 171 over Long Run Creek, FAP Route 577, STATE Job No.: C-91-584-09,
State Contract No.: 60H21, STATE Section: C-1-B, as follows:

Bridge replacement of Illinois Route 171 over Long Creek with a new raised profile.
This project will also include roadway reconstruction, drainage improvements, traffic
signal installation at 135th Street and modernizing traffic signals at a Long Run
Market Place Mall entrance, traffic signal interconnect, by performing all other work
necessary to complete the improvement in accordance with the approved plans and
specifications; and

WHEREAS, the VILLAGE is desirous of said improvement in that same will be of
immediate benefit to the VILLAGE residents and permanent in nature;

NOW, THEREFORE, in consideration of the mutual covenants contained herein, the parties hereto agree as follows:

1. The STATE agrees to make the surveys, obtain all necessary rights of way, prepare plans and specifications, receive bids and award the contract, furnish engineering inspection during construction and cause the improvement to be built in accordance with the approved plans, specifications and contract.
2. The STATE agrees to pay for all right of way, construction and engineering cost subject to reimbursement by the VILLAGE, as hereinafter stipulated.
3. It is mutually agreed by and between the parties hereto that the estimated cost and cost proration for this improvement is as shown on Exhibit A.
4. The VILLAGE passed a resolution appropriating sufficient funds to pay its share of the cost for this improvement, a copy of which is attached hereto as "Exhibit B" and made a part hereof.
5. The VILLAGE further agrees that upon award of the contract for this improvement, the VILLAGE will pay to the STATE in a lump sum from any funds allotted to the VILLAGE, an amount equal to 80% of its obligation incurred under this AGREEMENT, and will pay to said STATE the remainder of the obligation (including any non-participating costs on FA Projects) in a lump sum, upon completion of the project based upon final costs.
6. The VILLAGE further agrees to pass a supplemental resolution to provide necessary funds for its share of the cost of this improvement if the amount appropriated in "Exhibit B" proves to be insufficient, to cover said cost.

7. The VILLAGE has adopted and will put into effect an appropriate ordinance, prior to the STATE's advertising for the proposed work to be performed hereunder, or shall continue to enforce an existing ordinance, requiring that parking be prohibited within the limits of this improvement, a copy of which is attached hereto as "Exhibit C", and will in the future prohibit parking at such locations on or immediately adjacent to this improvement as may be determined necessary by the STATE from traffic capacity studies.

8. The VILLAGE has adopted and will put into effect an appropriate ordinance, prior to the STATE's advertising for the proposed work to be performed hereunder, or shall continue to enforce an existing ordinance, prohibiting the discharge of sanitary sewage and industrial waste water into any storm sewers constructed as a part of this improvement, a copy of which is attached hereto as "Exhibit D".

9. Prior to the STATE advertising for the work proposed hereunder, the disposition of encroachments will be cooperatively resolved with representatives from the VILLAGE and the STATE.

10. The VILLAGE has adopted and will put into effect an appropriate ordinance, prior to the STATE's advertising for the proposed work to be performed hereunder, or shall continue to enforce an existing ordinance, relative to the disposition of encroachments and prohibiting in the future, any new encroachments within the limits of the improvements, a copy of which is attached as "Exhibit E".

11. The VILLAGE has adopted a resolution, will send a letter, or sign the Plan Approval page which is part of this document, prior to the STATE advertising for the work to be performed hereunder, approving the plans and specifications as prepared.
12. The VILLAGE agrees to comply with all applicable Executive Orders and Federal Highway Acts pursuant to the Equal Employment Opportunity and non-discrimination regulations required by the Illinois Department of Transportation.
13. The VILLAGE agrees not to permit driveway entrance openings to be made in the curb, as constructed, or the construction of additional entrances, private or commercial, along Illinois Route 171 without the consent of the STATE.
14. The VILLAGE shall exercise its franchise rights to cause private utilities to be relocated, if required, at no expense to the STATE.
15. The VILLAGE agrees to cause its utilities installed on right of way after said right of way was acquired by the STATE or installed within the limits of a roadway after the said roadway's jurisdiction was assumed by the STATE, to be relocated and/or adjusted, if required, at no expense to the STATE.
16. The VILLAGE agrees to obtain from the STATE an approved permit for any VILLAGE owned utility relocated/adjusted as part of this improvement, and shall abide by all conditions set forth therein.

17. Upon final field inspection of the improvement and so long as Illinois Route 171 over Long Run Creek is used as a STATE Highway, the STATE agrees to maintain or cause to be maintained the median, the through traffic lanes, the left-turn lanes and right turn lanes, and the curb and gutter, stabilized shoulders and ditches adjacent to those traffic lanes and turn lanes.

18. Upon final field inspection of the improvement, the VILLAGE agrees to maintain or cause to be maintained those portions of the improvement which are not maintained by the STATE, including sidewalks, parkways, VILLAGE owned utilities including appurtenances thereto and shall maintain the storm sewers and appurtenances by performing those functions necessary to keep the sewer in a serviceable condition including cleaning sewer lines, inlets, manholes, and catch basins along with the repair or replacement of inlet, manhole and catch basins' frames, grates or lids. The maintenance, repair and/or reconstruction of storm sewers constructed as part of this improvement beyond the aforescribed responsibilities shall be that of the STATE.

19. The VILLAGE further agrees to continue its existing maintenance responsibilities on all side road approaches under its jurisdiction, including all left and right turn lanes on said side road approaches, up to the through edge of pavement of Illinois Route 171. Drainage facilities, if any, at the aforementioned side roads located within the STATE right-of-way shall be the joint maintenance responsibility of the STATE and the VILLAGE unless there is an agreement specifying different responsibilities.

20. Upon acceptance by the STATE of the new traffic signal installation, the financial responsibility for maintenance and electrical energy for the operation of the traffic signals shall be proportioned as follows:

<u>Intersection</u>	<u>Maintenance</u>	<u>Elect. Energy</u>
Illinois Route 171 at 135 th Street		
STATE Share	(100)%	(100)%
VILLAGE Share	(0)%	(0)%

21. It is mutually agreed that the actual traffic signal maintenance will be performed by the STATE either with its own forces or through an ongoing contractual agreement.

22. Upon acceptance by the STATE of the new traffic signal installation included herein the responsibility for maintenance and energy outlined above shall become part of the Master Agreement executed by the STATE and the VILLAGE on September 9th, 2011.

23. Upon acceptance of the STATE of the work proposed herein on existing traffic signals, the responsibility for the maintenance and energy shall continue to be as outlined in the aforementioned Master Agreement.

Obligations of the STATE and the VILLAGE will cease immediately without penalty or further payment being required if, in any fiscal year, the Illinois General Assembly or Federal funding source fails to appropriate or otherwise make available funds for this contract.

This AGREEMENT and the covenants contained herein shall be null and void in the event the contract covering the construction work contemplated herein is not awarded within the three years subsequent to execution of the agreement.

This Agreement shall be binding upon and to the benefit of the parties hereto, their successors and assigns.

VILLAGE OF LEMONT

By: _____
(Signature)

Attest:

By: Brian K. Reaves
(Print or Type)

Charlene Smollen, Village Clerk

Title: Village President

Date: February 10, 2014

(SEAL)

STATE OF ILLINOIS
DEPARTMENT OF TRANSPORTATION

By: _____
John Fortmann, P.E.
Deputy Director of Highways,
Region One Engineer

Date: _____

PLAN APPROVAL

WHEREAS, in order to facilitate the improvement FAP Route 577 known as Illinois Route 171, State Section: C-1-B, the VILLAGE agrees to that portion of the plans and specifications relative to the VILLAGE's financial and maintenance obligations described herein, prior to the STATE's advertising for the aforescribed proposed improvement.

Approved _____

Title Brian K. Reaves, Village President

Date February 10, 2014

**Contract 60H21 EXHIBIT A
ESTIMATE OF COST & PARTICIPATION**

Type of Work	FEDERAL		STATE		VILLAGE OF LEMONT		NORTHWEST HOMER FIRE PROTECTION DISTRICT		TOTAL
	COST	%	COST	%		%		%	
All roadway work excluding the following	\$4,160,000	80%	\$1,040,000	20%				N/A%	\$5,200,000
P&C Engineering (15%)	\$624,000	80%	\$156,000	20%				N/A%	\$780,000
TRAFFIC SIGNALS									
Illinois Route 171 at 131st Street	\$280,000	80%	\$70,000	20%		N/A%		N/A%	\$350,000
P&C Engineering (15%)	\$42,000	80%	\$10,500	20%		N/A%		N/A%	\$52,500
Emergency Vehicle Pre-emption		N/A%		N/A%		N/A%	\$6,000	100%	\$6,000
P&C Engineering (15%)		N/A%		N/A%		N/A%	\$900	100%	\$900
Illinois Route 171 at Long Run Market*	\$104,000	80%		N/A%	\$26,000	20%		N/A%	\$130,000
P&C Engineering (15%)*	\$15,600	80%		N/A%	\$3,900	20%		N/A%	\$19,500
Emergency Vehicle Pre-emption		N/A%		N/A%		N/A%	\$6,000	100%	\$6,000
P&C Engineering (15%)		N/A%		N/A%		N/A%	\$900	100%	\$900
TOTAL	\$5,225,600		\$1,276,500		\$29,900		\$13,800		\$6,545,800

* Federal STU funds shall be applied the construction and engineering costs associated with the traffic signal modernization at Illinois Route 171 at Long Run Market.
NOTE: Local Agency participation shall be predicated upon the percentages shown above for the specified work. The Local Agency's actual cost shall be determined by multiplying the final quantities times contract unit prices, plus 15% for construction engineering unless otherwise noted.

"Exhibit B"
FUNDING RESOLUTION

WHEREAS, the VILLAGE OF LEMONT has entered into an AGREEMENT with the STATE OF ILLINOIS for the improvement of Illinois Route 171 , known as State Section: C-1-B, and

WHEREAS, in compliance with the aforementioned AGREEMENT, it is necessary for the VILLAGE to appropriate sufficient funds to pay its share of the cost of said improvement.

NOW THEREFORE, BE IT RESOLVED, that there is hereby appropriated the sum of Twenty Nine Thousand Nine Hundred dollars (\$29,900) or so much thereof as may be necessary, from any money now or hereinafter allotted to the VILLAGE to pay its share of the cost of this improvement as provided in the AGREEMENT; and

BE IT FURTHER RESOLVED, that upon award of the contract for this improvement, the VILLAGE will pay to the STATE in a lump sum from any funds allotted to the VILLAGE, an amount equal to 80% of its obligation incurred under this AGREEMENT, and will pay to said STATE the remainder of the obligation in a lump sum, upon completion of the project based on final costs.

BE IT FURTHER RESOLVED, that the VILLAGE agrees to pass a supplemental resolution to provide any necessary funds for its share of the cost of this improvement if the amount appropriated herein proves to be insufficient, to cover said cost.

STATE OF ILLINOIS)
COUNTY OF COOK)

I, Charlene Smollen, VILLAGE Clerk in and for the Village of Lemont hereby certify the foregoing to be a true perfect and complete copy of the resolution adopted by the 10th at a meeting on February, 2014 A.D.

IN TESTIMONY WHEREOF, I have hereunto set my hand seal this 10th of February, 2014 A.D.

Clerk

(SEAL)