

**VILLAGE BOARD
COMMITTEE OF THE WHOLE MEETING**

MARCH 19, 2012 – 7:00 P.M.

- I. CALL TO ORDER**
- II. ROLL CALL**
- III. UNFINISHED BUSINESS**
 - A. VILLAGE STAFF UPDATE: TIMBERLINE PLANNED UNIT DEVELOPMENT
(PLANNING & ED)(STAPLETON)(BROWN/JONES)**
- IV. DISCUSSION ITEMS**
 - A. PRESENTATION AND DISCUSSION OF FY12-13 BUDGET
(ADMINISTRATION/FINANCE)(REAVES/SNIEGOWSKI)(WEHMEIER/SCHAFFER/FRIEDLEY)**
 - B. DISCUSSION OF ANNUAL FEE ORDINANCE
(ADMINISTRATION/FINANCE)(REAVES/SNIEGOWSKI)(WEHMEIER/SCHAFFER/FRIEDLEY)**
 - C. DISCUSSION OF FAÇADE GRANT APPLICATIONS AND RECOMMENDATIONS
(PLANNING & ED)(STAPLETON)(BROWN)**
 - D. DISCUSSION ON UPDATING ORDINANCE AMENDING CHAPTER 10.23 OF THE LEMONT
MUNICIPAL CODE - ADMINISTRATIVE AND PROCESSING FEE FOR IMPOUNDING OF
VEHICLES
(ADMINISTRATION/PD)(REAVES/MIKLOS)(WEHMEIER/SCHAFFER/SHAUGHNESSY)**
 - E. DISCUSSION ON UPDATING ORDINANCE PROHIBITING VANDALISM
(ADMINISTRATION/PD)(REAVES/MIKLOS)(WEHMEIER/SCHAFFER/SHAUGHNESSY)**
 - F. PRESENTATION AND DISCUSSION BY MUNICIPAL COLLECTIONS OF AMERICA
(ADMINISTRATION/PD)(REAVES/MIKLOS)(WEHMEIER/SCHAFFER/SHAUGHNESSY)**
 - G. DISCUSSION OF IGA CONCERNING STATE COMPTROLLER TO COLLECT LOCAL DEBTS
(ADMINISTRATION)(REAVES)(WEHMEIER/SCHAFFER)**
 - H. DISCUSSION OF ERP SYSTEM (DISCUSSION ONLY)
(ADMINISTRATION/FINANCE)(REAVES/SNIEGOWSKI)(WEHMEIER/SCHAFFER/FRIEDLEY)**
- V. NEW BUSINESS**
- VI. AUDIENCE PARTICIPATION**
- VII. ADJOURN**



Village of Lemont
Planning & Economic Development Department

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TO: Committee of the Whole #30-12

FROM: Charity Jones, Village Planner

THRU: James A. Brown, Planning & Economic Development Director

SUBJECT: Case 12-02 Timberline Knolls PUD & Annexation/Rezoning

DATE: March 14, 2012

SUMMARY

Timberline Knolls, LLC, acting on behalf of Lemont Holdings, LLC, owner of the subject property, has requested a PUD for approximately 40 acres of property at 40 Timberline Drive; and annexation and rezoning to R-4 Single-Family Detached Residential District for PINs 22-30-202-005 and 22-30-202-006. PZC and staff recommend approval with conditions.



BACKGROUND

In 1987 the Village approved an annexation agreement with Four Winds Hospital covering the property at 40 Timberline Drive. The annexation agreement stated that the Village would amend its zoning ordinance upon annexation to approve a PUD for a private tertiary care psychiatric hospital on the subject site. The annexation agreement further approved a site plan and building designs for the PUD and granted eight variations to the Village zoning ordinance. However, upon annexation the Village never adopted a PUD ordinance for the site.

Four Winds, Inc. operated on the site for some time, and then the facility became the Rock Creek Center. Rock Creek went out of business in 2002. Timberline Knolls began operating in 2005. The annexation agreement expired in 2007.

In November 2011, Timberline Knolls applied for a building permit to add approximately 1,600 sf to one of the existing residence halls (Maple Lodge). At this time, staff discovered the issues related to the property's zoning and advised Timberline Knolls to begin the PUD process.

CASE HISTORY

PZC Public Hearing. The Planning & Zoning Commission (PZC) reviewed the requested variation on February 15, 2012. Over 20 people attended the hearing. The full draft minutes of the hearing are attached. In general, many comments consisted of complaints about the recently installed privacy fence at Timberline Knolls. Several residents had questions regarding what was proposed in the application. A few speakers commented on the proposed keeping of horses on the subject site (see further discussion of this issue below). The Planning and Zoning Commission voted 6-0 to recommend approval of the PUD and rezoning with conditions.

ANALYSIS OF MAJOR ISSUES

A full analysis of the PUD and rezoning application is included within the PZC report. This report will focus on the key conditions of the PUD and rezoning.

Allowable Uses. The PUD application requests zoning approval for the site's existing use: a residential treatment center with group living, academic, and therapeutic programs. Timberline Knolls currently offers women treatment for substance abuse, eating disorders, mood disorders, and co-occurring disorders. The initial PUD application also requests approval for the use originally approved by the 1987 annexation agreement, a private tertiary care psychiatric hospital. Staff expressed concern over the term "private tertiary care psychiatric hospital" because it does not appear to be defined in state statutes or administrative code. Today staff received notification that the applicant would be comfortable with zoning approval for a "licensed private hospital" as defined by the Mental Health and Developmental Disabilities Code (405 ILCS 5/).

Timberline Knolls is not currently a psychiatric hospital; to become one, it would have to apply for a license and participate in hearings to receive approval from a state regulatory agency. However, if approval were granted, the change in use may include

differences in operations and patient populations that could result in incompatibilities with surrounding uses. Staff needs more time to research the potential implications of approving a "licensed private hospital" with the goal of providing Timberline Knolls the necessary flexibility to continue to provide relevant care in the future, while protecting nearby property owners from any potential incompatible uses.

Site Plan & Future Improvements. The applicant has provided a plat of survey of the subject site (see attached). The PUD would approve all improvements shown on that plat of survey, as well as the existing monument sign. Staff recommends that the ordinance also allow future expansion consistent with the R-4 zoning requirements and the following conditions:

- At the time of building permit or site development permit application for any future development on the site, a tree preservation plan shall be submitted to Village staff for review and approval. The plan shall only cover the proposed area to be disturbed.
- All new buildings and any additions to existing buildings shall conform to a 50 ft setback from all property lines. *(Note: this setback is consistent with what was allowed in the original annexation agreement. It may potentially be an issue for expansion of north residence hall, based on the dedication of the alley just north of the site. More information is needed to determine whether the 50 ft setback will be problematic or not.)*
- All new parking lots and any additions to existing parking lots shall conform to a 20 ft setback from all property lines. On PINs 22-30-202-005 and -006 parking lots are prohibited between any future principal structure on those parcels and Timberline Drive. *(Note: PINs 005 and 006 are next to an existing home along Timberline Drive, the parking restrictions for these PINs would ensure compatibility with that home.)*
- Sidewalks shall not be required for future development on the subject site.
- New streets on the subject site must be at least 20 ft wide, exclusive of any curb along the street.
- No curb is required for new or expanded parking lots or streets unless curbs are needed for drainage purposes.
- The site's parking lot entrance on Brown Drive, which is currently blocked by the fence, may be re-established at any time.
- The applicant may add a second access onto the alley north of the subject site, subject to Village staff review and approval of the proposed location.

Landscaping. At the public hearing, many neighbors expressed concerns about the look of the existing privacy fence on the subject site. The applicant agreed to install landscaping where possible to help mitigate the appearance of the privacy fence. Based on the PZC discussion, staff recommends the following condition be included in the PUD in order to ensure the installation of landscaping:

- Landscaping shall be installed between the existing privacy fence and the property line of the subject site along Timberline Drive and Povalish Court to mitigate the appearance of the privacy fence. The landscaping shall be installed

no later than August 31, 2012. Prior to installation, the property owner shall submit a landscape plan to Village staff for review and approval.

The Planning & Zoning Commission did not require a specific landscape plan be submitted prior to approval of the PUD. It also does not require a specific amount of landscaping; approval of appropriate landscaping quantity and type would be left to the discretion of Planning & Economic Development staff. As an alternative condition, the Village could demand that a landscape plan be submitted, reviewed by staff, and attached as an exhibit to the PUD ordinance.

Historic Preservation. The subject site is shown within the residential conservation / cluster design overlay of the 2002 Comprehensive Plan; this designation is intended to encourage land development practices that preserve natural resources and historic structures.

To a large extent, the existing development of the Timberline Knolls property reflects the intent of the residential conservation / cluster design overlay in that natural water features and historic structures on the site have been preserved. In the PZC staff report, staff recommended that the applicant be required to continue to preserve important natural features and historic structures to ensure continued consistency with the Comprehensive Plan. Specifically, staff recommended that the PUD should contain a condition to preserve the historic assets on the site.

There are two structures on the site that are potentially historic – the quarry foreman’s house and the arts center. At the public hearing, the applicant stated that the quarry foreman’s house has not been in use for many years and that they did not wish to be required to preserving it. The applicant said the arts center is in use. Following the public hearing, staff suggested as a compromise that the PUD exclude the quarry foreman house from preservation conditions, but require the applicant to apply for local landmark status for the arts center. If granted, such status would require the applicant to receive approval from the Historic Preservation Commission before altering the exterior of the building. The applicant has indicated that they do not wish to accept this condition. Staff suggests that the historic nature and value of these two buildings should at least be researched before approval of a PUD; additional negotiation or action may be advisable depending on whether preservation of these buildings is indeed merited. Direction is needed from the Committee on this issue.

Keeping of Animals. Initially, the application requested approval for the construction of a barn to house horses. Currently, Timberline Knolls brings horses on-site for equine therapy, but does not house horses on-site. At the public hearing there were many questions and concerns about the barn structure and the keeping of horses on-site. Consequently, the applicant withdrew their request for a horse barn at the hearing but wants to ensure that the existing equine therapy can continue. Therefore, staff recommends the following conditions for the PUD:

- Equine therapy involving up to a maximum of 15 horses shall be permitted. Horses used in equine therapy may not remain on-site overnight.
- The construction of an accessory structure to house animals shall require an amendment to the PUD.

Accessory Structures. The applicant has requested approval within the PUD for accessory structures to support their primary mental health facility use; specifically, they requested approval for a ropes course. Accordingly, staff recommends the following conditions:

- Accessory uses and structures to support the primary use of the property shall be permitted.
- Specifically, a ropes course shall be permitted. Village staff shall review and approve the location of any future ropes course.

Traffic. Traffic is not currently an issue, as Timberline Knolls is primarily an inpatient facility. In the offhand chance that the facility's operations change significantly, staff recommends that a traffic study be required if Timberline Knolls's services become more than 30% outpatient.

CONCLUSION

Staff and the applicant have been able to reach agreement on a large number of conditions and considerations. Committee input is needed with regard to the two outstanding issues – land use and historic preservation. Committee review and input for the other conditions is also requested.

ATTACHMENTS

1. DRAFT PZC Minutes – February 15, 2012
2. PZC Staff Report with attachments
3. Plat of Survey, updated February 28, 2012 (distributed via hard copy)

Village of Lemont
Planning and Zoning Commission
Regular Meeting of February 15, 2011

A meeting of the Planning and Zoning Commission of the Village of Lemont was held at 6:30 p.m. on Wednesday, February 15, 2011, in the second floor Board Room of the Village Hall, 418 Main Street, Lemont, Illinois.

I. CALL TO ORDER

A. Pledge of Allegiance

Chairman Schubert led the Pledge of Allegiance.

B. Verify Quorum

Upon roll call the following were:

Present: Kwasneski, Maher, Messer, Spinelli, Schubert

Absent: Murphy, Sanderson

Village Planner Charity Jones and Village Trustee Ron Stapleton were also present.

C. Approve Minutes

Commissioner Messer made a motion, seconded by Commissioner Spinelli to approve the minutes of the January 18, 2012 meeting with one change:

1. Page 4 Commissioner Sandberg to Commissioner Sanderson.

A voice vote was taken:

Ayes: All

Nays: None

Motion passed

Commissioner Sanderson showed up for the meeting at 6:33 p.m.

II. CHAIRMAN COMMENTS

Chairman Schubert greeted the audience. He asked everyone to stand and raise his or her right hand. He then administered the oath.

III. PUBLIC HEARINGS

- A. Case #12-02—Timberline Knolls.** A public hearing for a PUD and rezoning to R-4 for the Timberline Knolls residential treatment facility.

Commissioner Kwasneski made a motion, seconded by Commissioner Spinelli to open the public hearing for Case #12-02. A voice vote was taken:

Ayes: All

Nays: None

Motion passed

Mrs. Jones stated that the applicant is requesting a PUD for the primary property that is developed. She said also there are two parcels that they are requesting to be annexed and rezoned to R-4. Mrs. Jones then showed on the map where the two parcels were located. Mrs. Jones gave some background information on the property. She stated that typically when there is a PUD request the property is usually vacant and has not been developed. She said back in 1987 when Four Winds (original development for this site) was initially approved it was part of an annexation agreement. Normally, a PUD agreement is adopted right after an annexation agreement is approved, however that did not occur back in 1987. For 20 years Four Winds, and then Rock Creek, were operating under the original annexation agreement which then expired in 2007. Mrs. Jones stated that last fall in 2011 Timberline Knolls came to the Village asking to add on to the Maple Lodge. She stated that is when staff discovered that they did not have zoning approval for their use and it is considered a non-conforming use at this time because their annexation agreement expired. She stated that the applicant is coming in to get the PUD to shore up the zoning for what is out there now and to continue to develop their site which has been consistent to what they have been doing over the past 20 years.

Mrs. Jones stated because there are a lot of people present for the public hearing she will go through the staff report with a little more detail than normally. She stated that one thing the Village looks in evaluating PUDs and rezonings is compliance with the Comprehensive Plan. She said that the Comprehensive Plan from 2002 shows the area as low density residential development. Further, in the Comprehensive Plan the area is shown as residential conservation/cluster design overlay area. She stated that designation is intended to encourage land development practices that preserve natural resources and historic structures. Mrs. Jones stated that staff finds that the existing property reflects the intent if not the letter of the Comprehensive Plan. The conservation cluster design has generally been followed in that natural water features and historic structures on the site have been preserved. Mrs. Jones said that the requested R-4 zoning and the existing R-4 zoning allow residential densities higher than what the Comprehensive Plan allows. However, Timberline Knolls does not have a residential density like a subdivision would have. It is an institutional use and each of the lodges where the women stay are not individual dwelling units. The women share kitchen facilities, eating areas, and common living spaces. Mrs. Jones stated that the Comprehensive Plan does not address institutional uses at all. She stated that recognizing the shortcoming of the Plan, staff finds that the existing development is consistent with the intent if not the letter of the Comprehensive Plan. Mrs. Jones said to ensure continued consistency staff recommends that a PUD approval should require the applicant to continue to preserve natural features and historic structures. The applicant has already agreed that in any future development they would be required to submit a tree survey and preservation plan.

Mrs. Jones stated that the next item is compatibility with existing land uses. The property is surrounded by single-family homes predominately. There is some multi-

family zoning; almost all of those lots are developed with single-family homes. She stated that there is no existing record to indicate that the existing use has been incompatible with surrounding land uses. Mrs. Jones said that back in 2007 Timberline Knolls received a special use approval to expand their facilities to include One Pavolish Court. That is not part of this PUD application, however it is mentioned because it did represent expansion of their area and there was no public comment or opposition during that public process.

Mrs. Jones said that the PUD application requests zoning approval for basically the same uses they have now. She said that it is a residential treatment center with group living, academic, and therapeutic programs. Timberline Knolls currently offers women treatment for substance abuse, eating disorders, mood disorders, and co-occurring disorders. The applicant has also requested approval for a private tertiary care psychiatric hospital. Mrs. Jones stated that these were the terms that were used in the 1987 annexation agreement. She said that staff finds that term to be a bit broader than what they are comfortable with. Staff would like to work with the applicant to create the appropriate terms in the PUD approval to ensure that they allow them flexibility in their therapeutic offerings. Also, to ensure that the operations at Timberline Knolls will not change so that it begins serving a significantly different patient population than what is currently being served. Mrs. Jones said that the requested R-4 zoning is consistent with the surrounding zoning.

Mrs. Jones stated that the Village Engineer had no comment related to traffic. As a residential treatment facility, the only traffic is staff entering and leaving. Staff recommends that if they ever change to a day treatment facility, the Village should require a traffic study. The Village Engineer had no other engineering concerns.

Mrs. Jones said that the Fire Marshal did not have any comment at this time. She said prior to the public hearing lots of residents called or came in and asked questions. She said one resident questioned the demand of public services, specifically fire and police services. Mrs. Jones said that she spoke with the Police Chief of Lemont late that day and it is not reflected in the staff report. She stated that he said they do receive calls but he does not foresee it being an undue burden on police services. Mrs. Jones said that the Fire Chief also stated that they do get a few calls from time to time for a variety of reasons. Primarily these calls are for an ambulance and they are reimbursed for those calls through the patient's medical insurance or by the patients themselves.

Mrs. Jones said that another component of the PUD application is the request to allow the construction of a barn or other structure for the keeping of horses. She stated that Timberline Knolls uses the horses as part of its therapy program. The patients do not ride the horses, but do take care of them. Mrs. Jones stated that the UDO does have provisions for accessory structures for the keeping of animals. Mrs. Jones then read those standards. She said that all of the standards are good except for the last one. "The number of livestock is limited to one per 20,000 square feet of lot area." This site is over 40 acres, the UDO would allow up to 87 horses and that is not compatible with the surrounding area. Mrs. Jones stated that the PUD should restrict the number of

animals allowed on site. Staff recommended ten animals, however Timberline Knolls requested 15 due to the class size. She said that the International Building Code would govern the construction of a barn and provide standards so that it is a safe structure. She stated that the PUD should include some additional standards for the care and keeping of the animals and disposal of waste.

Mrs. Jones said the original annexation agreement contained some provisions that differed from the zoning standards at that time. She said that she will go over the ones that still apply. Some no longer apply because the UDO standards are not the same as what the zoning standards were back in 1987. She said the original annexation agreement stated that all buildings would have to be set back 50 feet. Staff feels that this is still a good standard. The existing buildings are currently at 80 feet from the property line. If they keep a 50 foot setback it would allow them to be able to expand on the property, still be compatible with the existing development and not be a problem with the neighbors. Mrs. Jones stated that parking lots would be permitted in any required yard as long as they are 20 feet from the property line. She said that this is consistent with what they have on the property now. She stated that one exception she would make is that the two PINs that front Timberline Drive not be allowed to have parking in the front yard. Mrs. Jones stated that if they were going to build a house like the one at One Pavolish Court, which she understands is their intention, then the parking should be provided in the rear. There is a single-family home south of that property and that would be more consistent with the existing single-family home.

Mrs. Jones stated that the property had been given some exceptions to the normal street widths. The street widths within the development are 24 feet and 20 feet wide. She said that she does not see a problem allowing them to continue with those widths if they were going to add any other internal street. She stated that they were allowed to develop the interior of the property without sidewalks. Due to the institutional nature of this use staff does not see a problem with allowing them to continue. Mrs. Jones stated that there is also an allowance that curbs are only required at stops in parking lots, or if needed for drainage purposes on the street. Staff does not see a problem allowing them to continue with what is consistent on the site. She said in regards to parking, the original annexation agreement stated that parking had to be consistent with what was shown on the site plan. She stated that the Village's records of the annexation agreement don't include a site plan. There is no way to no whether what on site is consistent or not. However, the existing parking does exceed what is required by the UDO. She said that staff recommends that any future development would be subject to the normal standards of the UDO.

Mrs. Jones said that in conclusion, staff is recommending approval of the PUD with the following conditions listed in the staff report. Mrs. Jones then read those conditions.

Chairman Schubert asked why she had skipped over the lighting.

Mrs. Jones said that she didn't address it because the original provisions in the annexation agreement stated that it allows them to keep their lighting on all night. She

said that there is no requirement in the current UDO stating that they can't keep their lighting on all night, so it is not needed in the new PUD.

Chairman Schubert stated that any lighting would be back by the parking spaces.

Mrs. Jones said that they would have to still conform to the UDO light spillage maximums. They would not be allowed to have lighting that would be creating a lot of excess light on the adjacent properties. There are standards in the UDO that limit the amount of light at the property line that is allowed for a parking lot.

Chairman Schubert asked if any of the Commissioners had any questions for Mrs. Jones. None responded. He then asked if the applicant would like to come up and speak.

Al Domanskis, attorney for Timberline Knolls, introduced Tom Dattalo, Administrator for Timberline Knolls, James Gresham, President for Timberline Knolls, Randall Kurzman who is an architect and land planner. He stated that they are requesting approval of a Planned Unit Development in the R-4 zoning district and the annexation of two vacant lots. He stated they will be available afterwards to continue conversations with any nearby property owners out in the hallway. He said if you looked at the plan (which was shown on the screens) on Timberline Drive, the north west corner, there are two vacant lots. When the issue came up about the expired PUD, staff had pointed out that the two lots were not annexed into Lemont. Mr. Domanskis stated that it made sense to annex those properties at this time, so the whole development would be in the Village of the Lemont. He said that there is no development being proposed for those lots.

Mr. Domanskis said as required a public notice sign was posted on Timberline Drive. He said he provide staff notification and pictures of the sign. He said they sent certified mail notices and then handed Mrs. Jones all the certifications received back.

Mr. Domanskis said the biggest question is why they are here. He stated that they have something that already exists, there is almost no change taking place at all, and the same buildings are here that were present in 1987. He stated that in 1987 an annexation ordinance got passed and usually there is also an ordinance that zones the property. He said no ordinance was done for that or at least there is no public record. Mr. Domanskis stated that Timberline Knolls had no idea that this had taken place. He said they hired Mr. Kurzman to do an expansion on one of the lodges. These are the same four lodges that were there, which were constructed back in 1988 or 1989. Two of the lodges are 35 beds and the other two are 26 beds. He stated that Timberline Knolls wanted to expand one of the smaller lodges to 35 beds; this is when they found out that the PUD had expired. Mr. Domanskis said one of the items he would like approved would be that they are able to do that expansion this spring and they would comply with all the requirements that are set forth in the staff report.

Mr. Domanskis stated that Timberline Knolls is a unique and sought after woman's treatment center. There are very few centers like this in the country. He said that it is very important for women who come there to know that they have privacy. Timberline Knolls were having some trouble with photographers trying to take pictures of celebrities that were coming on site or who might be coming on site. As a result, they had to put up a privacy fence. He stated that the women that are there want privacy while they are trying to get their life back together. The property has four residential lodges, a school building, a dining area, an art center, an administrative building and a maintenance building. When the fence was constructed there were various issues that had come up. He said one issue was in regard to fill. He stated when talking with staff, one of the fence contractors was taking advantage of the situation and was doing a little bit of dumping. Mr. Domanskis said that the Village had caught that, and he is not sure that Timberline Knolls were aware of the issue. Another issue is along the property line there are elevation changes, which are very substantial. He stated that in some places they had to put some dirt to stabilize the ground. Mr. Domanskis said that there were questions in regards to a gulch by Povalish. He stated that there is no intention to fill the gulch, no intention to flood any properties, and no plans for expansion that could result in flooding or changes. He said the only changes taking place are to the lodges and everything has to go through Village approval and engineering approval. He stated that they would abide by whatever the Village tells them in regards to those issues. One of those issues would be that neighbors don't get flooded, and they are aware that they can't fill in anything that they are not allowed to fill in. Mr. Domanskis said that they have a 40 acre site with so much land and that they would not expand right there by Povalish. He stated that there was parking there and not a lot of area to expand.

Mr. Domanskis said that there are various therapeutic programs including a school. He said as part of their therapy they have a program called equine therapy. When the weather is good they bring in horses to have classes that have up to 13 people. The residents work with the horses but there is no riding. He stated that when he knew they had to come in for a public hearing, he had asked Timberline Knolls "If you had to make a plan for the rest of the site, what would you think of doing?" That is when they thought of the equine therapy. They can not do it during bad weather and they have to stop during the winter. He said they are willing to do only 15 horses not the 80 that would be allowed with the zoning ordinance. Mr. Domanskis stated that some other ideas would be a gymnasium for winter use, a ropes course or possibly some type of outdoor recreation. He said that these are all tying in to the therapeutic functions which are there on site. He stated that they are willing to live with all the requirements and restrictions that are set forth by the Village. Mr. Domanskis said that all the programs that are there are for residents. There is also a transition house which is located on Povalish; residents from there walk over to Timberline Knolls for programs.

Mr. Domanskis stated that in regards to the staff report, he had a few comments. He said that this is a very difficult site to survey and draw. He stated that he has been on the surveyor about getting a final plat. He stated that he had a preliminary plat and apologized that he did not have a final plat. Mr. Domanskis said that the preliminary

plat showed 206 parking spaces, however there are 216 parking spaces. He stated that it would be corrected on the final plat which would be done in two weeks.

Mr. Domanskis said that there is a reference in the staff report in regards to historic structures. He said that the art building is a historic structure which is used. He stated that they have every intention in preserving and using. There is an old single-family house which is known as the Quarry Foreman House. It has not been used for many years and there is no intention to use. He said that it is not accessible to the general public because this is a private facility. He stated that he would request that they would be allowed to demolish the house or do what they want with it. Mr. Domanskis said that he has been involved with the movement of historic homes. If the Lemont Historical Society or anyone else finds this house historic and would like to move the house, they would be willing to co-operate with them.

Mr. Domanskis said that Timberline Knolls is a very important part of Lemont. It provides a valuable service to people in need not only from the United States but also internationally. It employs residents from Lemont and other local areas. It does community outreach and the park, which is owned by Timberline Knolls, has been allowing the Park District to use that park for one dollar a year. He stated that Timberline Knolls paid \$330,000 in real estate taxes last year. Mr. Domanskis stated that he welcomed any comments and questions.

Chairman Schubert asked Mr. Domanskis if any of the other gentlemen that were with him wanted a chance to speak. They responded no.

Chairman Schubert stated that in regards to the Quarry Foreman House, he would like to talk to the Historical Society about the house. He stated that he does not want this to be the only discussion about the house.

Mr. Domanskis stated that he did not know if it is a historical site. He said that he did not want to get into a situation where an ordinance gets passed and now they have to preserve something that hasn't been used in 30 to 40 years.

Chairman Schubert stated that he would like to make sure that it is not a historical site. He stated that it was saved for a reason.

Mrs. Jones said that the property is not part of the historic district. There is no survey of the structures on the site to say by some objective standards which structures are historic. The preservation of historic assets is a component of the Comprehensive Plan designation for the area so that is why it is mentioned in the staff report. She stated how it is to be addressed in the PUD is a matter of this Board and the Village Board's choice as to whether they would like to try to limit some of that. Mrs. Jones said that there seems to be two potentially historic structures on the site and Timberline Knolls are willing to commit to preserving the Arts Center, maybe that is sufficient.

Chairman Schubert asked if anyone has used the Quarry Foreman House recently.

Mr. Domanskis stated that it has not been used since before it was developed in 1987 or 1988.

Commissioner Sanderson stated that it is not open to the public, so a deal would have to be made to move the house to preserve it.

Mr. Domanskis then pointed on the map where the Quarry Foreman House was located.

Chairman Schubert asked in regards to the keeping of the animals is there any intent in hiring a full-time professional trainer or keeper for taking care of the animal needs.

Mr. Domanskis said that at this point he was not sure that it will be required. He stated that they are open to what staff would recommend on that issue. He said that he thinks that would be appropriate if you were going to have 15 horses.

Mrs. Jones said that staff has not defined all the parameters as far as what should be in the PUD for the safety of the horses. However, the Village Attorney has some experience in matters like this and has some recommendations.

Mr. Domanskis stated that the one thing he forgot to mention was, for the remodeling that they plan to do, they did do a landscape plan and a tree preservation like staff required. He said that this is a 40 acre site and they are not looking to do a landscape plan and tree preservation for the whole site. It needs to be clear that it has to be a disturbed site and the landscape plan and tree preservation only has to be done for the area that they plan to be working.

Chairman Schubert stated that he thinks that was the intent.

Chairman Schubert stated in regard to the dirt being moved, his concern is that they are not piling it up someplace and it causes a water dam. This time of year there is usually a lot of rain or snow melting. No berm should be put in that is not planned for without having an Engineer say it is alright to do.

Mr. Domanskis stated that he asked Mr. Gresham about the issue. Because it is an open site sometimes people were using it to dump things on.

Mr. Kurzman, architect for Timberline Knolls, said he wants to make it understood that it was other people dumping onto Timberline Knolls site, not Timberline Knolls.

Commissioner Maher asked if the streets were maintained by public works or is it private.

Mrs. Jones stated that it was private. She said one thing she forgot to mention was there is a portion of the property that is a special flood hazard area and there is a floodway on the property. In the UDO there are provisions regarding construction in

flood hazard areas and regulating construction in floodways and it is severally limited. She said that she understands that neighbors are concerned about potential flooding. The Village has regulations in place to ensure that it is addressed properly.

Chairman Schubert asked Mr. Domanskis to step down. He then asked if there is anyone else in the audience that would like to come up and speak.

Dave Defina, 716 Ridge Road, Lemont, asked if Mr. Domanskis could clearly identify the boundaries of the property.

Mr. Domanskis then pointed out on the map the boundaries.

Mr. Defina asked what the location would be for the anticipated or projected horse barn.

Mr. Domanskis said that nothing is set at this point and that is something that would have to be reviewed and presented to the Village staff. He stated that it would have to be a great distance from the property lines.

Jim Rotto, 49 Evergreen Drive, Lemont, said that the map is a little confusing. He asked where is his house located on their map.

Mr. Domanskis then passed out a larger plan for the audience to pass around.

Mr. Rotto asked what the footage was for the setback from fence to building. He stated that Mrs. Jones read three different footages and he was not sure what they were.

Mrs. Jones said that any expansion of existing buildings or new buildings would have to 50 feet from their property line. As far as parking lots, they would be 20 feet from the property line. She stated that if they were able to build a horse barn or stable, it would have to be 150 feet from the property line and 200 feet from any neighboring house.

Mr. Domanskis stated that they have no intention of putting more parking in because they have more parking than what they need.

Chairman Schubert then asked anyone who came in late to stand and raise his or her right hand. He then administered the oath.

Jim Connelly, 58 Timberline Drive, Lemont, said that he has been in Lemont since 1987. He stated that Timberline Knolls has been a good neighbor for many years. He said his concern is the stark white fence that was put up around the property. He stated that he understands the need that was explained. If you noticed most of the properties around Timberline do not have any fencing. He asked if the Board could make it so landscaping can be added around the fencing so it lessens the harsh look of the fence.

Mr. Connelly asked if the Board can make a condition to the PUD that makes them put up landscaping around the fence.

Tony Vissios, 16186 New Avenue, Lemont, showed on the map the property that he owned. He said that there is a pond that is not shown on the map. He stated that the fence is right on his property line and asked if there was any kind of encroachment.

Mr. Domanskis stated that the surveyor was working with the fence contractor. He said that if his surveyor wanted to look at it as well, but it is on the property line.

Commissioner Sanderson asked if the applicant had to submit anything after the fence goes up to show where the fence was put.

Mrs. Jones said that the building department does go out and does a final inspection.

Commissioner Sanderson stated that the applicant is in the process of doing a final plat and the fence should show up where it is located.

Mr. Vissios asked how their property line could be on his side of the pond.

Chairman Schubert stated told Mr. Vissios that his is a question for a surveyor, or the final plat would show.

Mrs. Jones stated that the Village does not get into property line disputes. She said that any issue would need to be worked out between the two property owners.

Mr. Vissios stated that he believes the property line should be on the other side of the pond.

Mr. Domanskis said that he would be willing to discuss it after the meeting.

Nancy Jackson, 15964 New Avenue, Lemont, stated that she heard rumors that Timberline Knolls was trying to buy some houses on Povalish for extended care. She asked what are they going to do about the vandalism that they end up getting in the alley on New Avenue. She stated that there was graffiti on the fence. Ms. Jackson asked if the horses were going to be there year round and are they planning on using the alleyways to exercise the horses.

Chairman Schubert stated that the horses would be on Timberline Knolls property.

Mr. Domanskis said that they were not aware of any vandalism. He said that the residents on site were very heavily supervised. He stated that there were some discussions with residents on Povalish to purchase some of the properties. However, there is nothing on-going at this point. He said that if it does takes place it is not part of any of the discussions here.

Ms. Jackson said about the white fence, all of the neighbors were wondering why they did not use something that blended in more with the woods. She asked why do they have to look at something so white and shocking.

Mr. Domanskis said that he does not know how to address the aesthetic. He said that it is an all weather fence. He stated that the issue came up about landscaping, but in most places the fence is on the property line. He said that you can not put landscaping on someone else's property. He stated where they can put landscaping, they are looking into it. It is important for Timberline Knolls especially along Timberline Drive.

Commissioner Messer asked what the process was to get a fence approval. He asked if there was an architectural review.

Mrs. Jones stated that they are in R-4 zoning so they submitted a fence permit application. She said with that zoning it allows for pretty much anything but chain link fencing. She stated that there are height restrictions, which they conformed too. Mrs. Jones stated that the R-4 zoning district is stricter than the other zoning districts.

Commissioner Sanderson asked what was the timing of them putting the fence in and them becoming aware that their annexation agreement had expired.

Tom Dattalo stated that the permit was issued in May 2011 for 6,000 linear feet. He stated that they are now near the end of that installation.

Mrs. Jones stated that it was in late November 2011 that they learned about the zoning issue.

Commissioner Sanderson stated it would have been nice to make that part of the PUD. He said that if given the opportunity the Board could have made them put bushes in front and push the fence back a couple of feet. He stated that it is unfortunate the way it worked out and it is a little too late now.

Ms. Jackson stated that they could have used other colors that might not be so shocking.

Dorothy Witkowski, 15 Povalish Court, Lemont, stated that all she sees when she looks out back is the white fence. She said that the only thing she has going for her is that they might buy her property so she can get out of there. She stated that she has lived there for 56 years and they have taken her way of living away from her. Ms. Witkowski said that they will comply when asked. She said that there was a light shining in her window and when she called about it they came and turned the light off. She stated that she blames the Village, because she worked for them for 23 years, and they did not think about the neighbors.

George Lubben, 48 Logan, Lemont, said he would like to support the comments that have been made about the fence. He stated that he too used to see coyotes and deer and

now all he sees is a white fence. Mr. Lubben stated that if there was any consideration for the neighbors then this would have never happened. He said there could have been other types of fencing that could have served the purpose. He stated that he feels it has affected the value of his property. It makes the property look like you are in jail.

Pat Bracken, 15940 New Avenue, Lemont, asked that she would like an explanation or definition of tertiary psychiatric. She said that deems different then what is being presented right now.

Mrs. Jones stated that the private tertiary psychiatric hospital is the term that is used in the original annexation agreement. She said that the application requested that the term be included in the PUD. She stated that Village staff is recommending that it not be the term used, but instead be very specific about how they define the use that is allowed.

Chairman Schubert stated that it was with Four Winds.

Ms. Bracken asked if that is where they are going back to, because all of a sudden a fence is put up. She said that they have been subject to patients escaping and leaving. She stated that this is a different clientele; however she does not want to go back what it was.

Terry Kolacki, 38 Timberline Drive, Lemont, stated that there is a lot of grief about the fence. He said when he saw the surveyors out there he had taken the initiative to talk to them. He then called Mr. Gresham and Mr. Dattalo and met with them. Mr. Kolacki said that he had never had an incident with anyone coming over on his property. He asked if they could do a different fence or go without it. He stated that they worked with him and pushed the fence back. He said that if some of these people would have called them at that time then they would have worked with them also.

Mr. Rotto said that there is no argument that the fence is ugly. He stated that the color could have been brown. He said that the only solution is that they plant ivy with blue flowers. Mr. Rotto said if they plant it close enough to their fence it will make it look a little better.

Ms. Jackson asked if they purchased the other houses would the white fence appear along the alleyway on New Avenue.

Chairman Schubert stated that those are separate lots that would have to come back before the Board.

Mrs. Jones stated that it is not part of this PUD. She said that those are residentially owned lots and you can not put a fence in the front yard. Mrs. Jones did say that the Village did allow fencing in the front yard; however they can not be more than three feet high and decorative in nature.

Judy Gerches, who is speaking for her mother Henrietta Smith, that lives at 25 Povalish Court, Lemont, stated that they are the last house on the block and all they see is fences. She said that there is even a house with fencing in the front yard.

Mrs. Jones stated that she is not familiar with the lot that she is talking about, but the code only allows a typical privacy fence in the rear yard. It can not extend past the front of the house.

Judy Gerches stated that this fence is high with evergreens in front.

Mrs. Jones stated that there is no restriction on what people can plant in their yard.

Chairman Schubert stated that the majority of people that spoke tonight had a problem with the fence. He said that maybe Timberline Knolls, as a good neighbor, would want to sprinkle or plant wild grasses. Chairman Schubert stated for those that have to look at the fence, they can plant anything on their own property to help block the fence.

Mr. Domanskis stated that if the fence is right on the property line then they can not do anything.

Chairman Schubert asked if Timberline Knolls would like to talk to the neighbors and work with them in regards to that problem.

Mrs. Jones said that in order to facilitate this, if they had signed in and want to talk to Timberline Knolls about softening the fence on their property, to put a check mark next to their name. She stated that they would give that information to Timberline Knolls.

Mr. Domanskis stated that in regards to purchasing other properties on Povalish, the intent of the fence was to separate out what treatment facilities are there on site. He said what were put up on Povalish were transition homes. The intention was not to put up a fence there. There was not a fence there and no fence was put up around it. He said if there were additional homes purchased on Povalish; it would not be their intention to add a fence to the street side. He stated that it is a separate approval and they would have to come back before the Board.

Mr. Domanskis stated that there was a comment made about tertiary psychiatric services. He said when it was built, it was Four Winds. The treatment is provided right now for psychiatric services. He stated that he fully understands those issues. They will have the discussions with staff to formalize or define as best they can; however, it is psychiatric services. Mr. Domanskis stated they are not Good Samaritan Hospital or Silver Cross. He said that Four Winds had to go through a hospital process and state process. He stated that if the use would change, they would have to go through extensive processes and public hearings. He said that they are trying to define, but this is a psychiatric treatment facility. Mr. Domanskis stated that it has been working well and they supervise their people. If you go to something like a Four Winds then you are

looking at very extensive security. He said that he wants to work with staff on that issue, but he is having a hard time trying to define it.

Commissioner Spinelli stated that parcel four, which is the park site, is not include in this PUD. He asked why parcel three, which is adjacent to the park, is included in the PUD.

Mr. Domanskis said when he was asked to do this and get it on the agenda as soon as possible, he did not have a map. He said that he did not have a problem excluding that parcel from this.

Commissioner Spinelli said that he is not worried about the exclusion, but wanted an explanation.

Mr. Domanskis stated that all he got was a Chicago Title Commitment that had parcels which said that they owned it.

Commissioner Spinelli asked if they are willing to exclude parcel three along with parcel four.

Mr. Domanskis said that was exactly appropriate.

Commissioner Spinelli asked that they direct their surveyor to make the modification.

Commissioner Messer said his concern was not being able to access the property and see the buildings. When he came to the property he was greeted by the fence and the sign saying private property. He said he is being asked to blindly approve this PUD without being able to see into the property. He stated the only way to resolve this is to visit the property.

Mr. Domanskis stated that he can come out for a tour and the facility does have open houses.

Commissioner Spinelli asked if a building permit would have to be issued for any additions.

Mrs. Jones stated yes and the one addition to Maple Lodge, the building plans has already been submitted. However, it can't be approved without this approval.

Commissioner Sanderson stated that he would like to talk about the restrictions with the horse boarding. He said that there is not enough information to make it part of the PUD.

Mrs. Jones stated that the condition for the horses is that a maximum on the number of horses that are allowed be set. Another condition would be that the applicant is directed to work with staff to develop appropriate standards for paddocks, yards,

pasturing, feeding and care of the animals. She stated that this would cover the uses and it is saying that staff would develop it and incorporate it into the PUD ordinance that would be adopted by the Village Board. Mrs. Jones stated that they would not have all of the standards worked out, like how many square feet a stall has to be.

Chairman Schubert stated that they are not trying to approve a PUD. The PUD has already been approved, what they are looking for is an addition to the PUD.

Mrs. Jones stated that they never had a PUD in place. They had an annexation agreement and that expired.

Commissioner Sanderson asked if they could ask that the horses come back as a special use to the Board.

Mrs. Jones stated that the Board could do that. Mrs. Jones said that this is a little different type of a PUD. Normally they would have architectural drawings of what the buildings are going to look like. There are no architectural guidelines on this property as part of the PUD. She said they are requiring much larger setbacks and they need to conform to the requirements of the UDO.

Commissioner Sanderson asked why they don't have plans.

Mrs. Jones said because they don't have specific expansion plans at this time. Mrs. Jones stated that staff is comfortable that it is an existing use and an existing plan of development. She said with the appropriate setbacks and extremely good UDO standards, staff are confident that it will be a fine future development. Mrs. Jones said that if he felt different about the horse issue there are two different options the Board can take. One would be to not allow it as part of the PUD and they would have to come back for an amendment to the PUD to allow the horse barn. The second would be to continue the public hearing until the next meeting so staff can work out all the details with the applicant.

Commissioner Sanderson said he likes the horse therapy idea, however, to try and make this part of the PUD; he does not have enough information himself.

Mr. Domanskis stated that something that he has seen done is that it is approved, but the owner is required to come back with a presentation showing what they are doing. He said that Timberline Knolls does not have a barn in place or the standards. They can have an architect draw up drawings and come back. He stated that they just want to know that it is allowable, subject to whatever restrictions.

Commissioner Sanderson stated that he heard enough public comment tonight about the fence. He does not want to put anything in place tonight that allows them to go through just the building department without giving the public a chance to see what is going to be put up.

Mr. Domanskis stated that Timberline Knolls is fine excluding the horse barn.

Mrs. Jones stated that what Commissioner Sanderson is saying is that it should have another discretionary review and to exclude it from this PUD. If they want to build the barn then they would come back with an amendment to the PUD at the time they had plans.

Chairman Schubert stated that he agreed. He asked if Timberline Knolls would have to do another mailing.

Mrs. Jones stated that they would.

Mr. Domanskis stated that they just want to get an approval now and to allow the expansion of the lodge.

Commissioner Maher asked if there was a way that they would have to come before the Board without having to do a public hearing. He stated that they do currently bring horses into the facility, so there are issues that can occur with animals on site. There is a safety issue if a storm comes in. He said that this is a long process for them to go through and then to have to come back with a modification to the PUD. Commissioner Maher stated that when talking about building stables, the Village has the UDO which defines the building codes. He stated for him it would be different if they were not bringing horses on site. However, they are, it is acceptable and done regularly. He said he is hesitant to take it out, when there is a safety concern and that is why they might want it there. Commissioner Maher said that he thinks they should push back the setback and make it more centralized. He said there are trees, fences and building requirements in place for this specific reason. He stated that this is a barn not a three or four story structure.

Commissioner Sanderson said that his problem would be that he is not familiar with the UDO. He is not familiar with the height requirements.

Mrs. Jones stated that they would be limited to 37 feet which is the maximum height for any structure in the R-4 zoning district.

Commissioner Sanderson said that he understands that there is a safety issue for the animals. He asked how long they have been bringing horses out there.

Mr. Gresham stated several years.

Commissioner Sanderson stated that in several years there were some pretty strong storms and no structure.

Commissioner Maher asked if a property was zoned agriculture do they have to come before the Board to build a barn.

Mrs. Jones said that the UDO standards that she mentioned in the keeping of livestock as permitted by right in the UDO. So as long as you meet the standards, you can have however many animals you want in whatever kind of structure as long as you meet building code requirements.

Mr. Domanskis stated that they want to proceed as quickly as possible so that they don't miss the spring for the construction. He said they would like to get it approved and not have to go through the whole process, but they are fine with omitting the horses.

Commissioner Messer asked if the construction they were referring to was the construction to the Maple resident home.

Mr. Domanskis stated yes.

Commissioner Messer asked if this was the only construction.

Mr. Domanskis said at this point there was talk about making the other lodge 36 beds also. He stated that they can do all the Village requirements, but do not have any specific plans.

Mr. DeFina stated that Timberline Knolls is trying to do the right thing. If they are willing to exclude the horse barn from the PUD, why even consider denying the public the opportunity to consider it in the future.

Commissioner Sanderson asked if there is a distance from the fence to the street and who owns it.

Mrs. Jones said that along Timberline Drive the fence is setback from the property line. She said that she thinks it setback 10 feet, but she is not sure. There is room along Timberline Drive to install landscaping if they wanted to make it a condition of the PUD.

Commissioner Sanderson stated that there was the issue with the buildboards on I355, but now when you look off at Lemont all you see is this fence. He said if there is room to put the plantings then he does not see why not. He asked Mr. Domanskis why they are not putting plantings there.

Mr. Domanskis said it was their intention to look at it this spring. He said that they are having discussions with landscape architects to look at this.

Mrs. Jones stated that they can make a condition that along Timberline Drive landscaping be accommodated where the property permits.

Ms. Gerches asked why they can not plant something on Povalish Court, because that is right in front of their homes.

Chairman Schubert said that he was hoping that by putting an “x” by their name and Mrs. Jones passing their information on to Timberline Knolls that they could work together to resolve this issue.

Commissioner Messer stated that he felt the landscaping in front of the fence should be part of the conditions.

Chairman Schubert stated that Commissioner Messer and Sanderson feel that it should be part of the conditions. That in good faith Timberline Knolls should be doing whatever could be done and more than just Timberline Drive in regards to the landscaping. He said if something extra needs to be done with the neighbors then they should take care of it.

Mr. Domanskis stated that the only two places the fence is set back are on Timberline Drive and Povalish. So they might be able to accommodate something there. He stated that the fence is actually shown on the plan and there is a little room on Povalish.

Chairman Schubert asked if anyone else wanted to speak in regards to this case.

Commissioner Spinelli made a motion, seconded by Commissioner Maher to close the public hearing for Case #12-02. A voice vote was taken:

Ayes: All

Nays: None

Motion passed

Chairman Schubert then read the Findings of Fact:

- a. The requested rezoning is consistent with surrounding zoning and existing land uses. *All Commissioners agreed.*
- b. The requested PUD will allow for continued development of an important community asset, while preserving the character of an established area. *All Commissioners agreed.*
- c. The PUD will contain sufficient safeguards to ensure future compatibility of the use of the subject site with adjacent land uses. *All Commissioners agreed.*

Commissioner Sanderson made a motion, seconded by Commissioner Messer to recommend approval for Case #12-02 with the following conditions:

1. There is a landscape plan that is presented to staff showing landscaping in front of the fence along Timberline Drive and Povalish Court.
2. The horse boarding is omitted and becomes a future amendment to the PUD.
3. Parcel three, west of the park, is removed from this PUD.
4. Including all remaining conditions that are stated in the staff report, excluding the conditions on the horses.

A roll call vote was taken:

Ayes: Kwasneski, Sanderson, Spinelli, Messer, Maher, Schubert
Nays: None
Motion passed

IV. ACTION ITEMS

A. Active Transportation Plan

Mrs. Jones stated that she will give a brief presentation and then she will take questions or comments from the Board. She said one of the key reasons they did this plan is because by having an adopted plan it communicates the Village's goals to all the outside agencies. That way when IDOT is coming up with a project the Village can let them know, based on the plan, their vision. She stated another reason is it helps when applying for grant funding. She said one example is there are recommendations on how to connect to the Cal-Sag Trail. The Route 83 and Main area is going to be redeveloped in the future and this will help the Village be ready with bicycle and pedestrian plans.

Mrs. Jones stated that the Village received a grant funded project, which came from the American Recovery Reinvestment Act through the Center of Disease Control. It was granted to Cook County Department of Public Health and they made grants to different municipalities. She said that Cook County hired Active Transportation Alliance to serve as a technical assistance provider in the grant program. Mrs. Jones said that Active Transportation Alliance were the ones who conducted the public meetings, worked with the steering committee, and drafted the plan. She stated that there was money in the grant that was used to hire a consultant for the Village.

Mrs. Jones stated that there were two different public workshops. One workshop included Mark Fenton, national expert on public health and active transportation, and the host of a PBS television series. There was also a workshop held at the Township Community Center. Mrs. Jones said overall they had a good public involvement with the project.

Mrs. Jones stated that the plan itself had a few different sections; one was the Active Transportation Network. Within that section are three different categories for infrastructure improvements: Intersection, Bicycle, and Pedestrian. She then went through some examples of each. Mrs. Jones then stated that there is not much to talk about for the Transit Improvements. Encouraging Metra to do add more service is something that the Village has been working on.

The next section of the Plan talks about policies. Mrs. Jones stated that the Village just adopted a Complete Streets Policy last year. She said it states that it will include all users of the roadway in any future roadway projects.

Commissioner Spinelli asked if it would apply to any new subdivision built in the future.



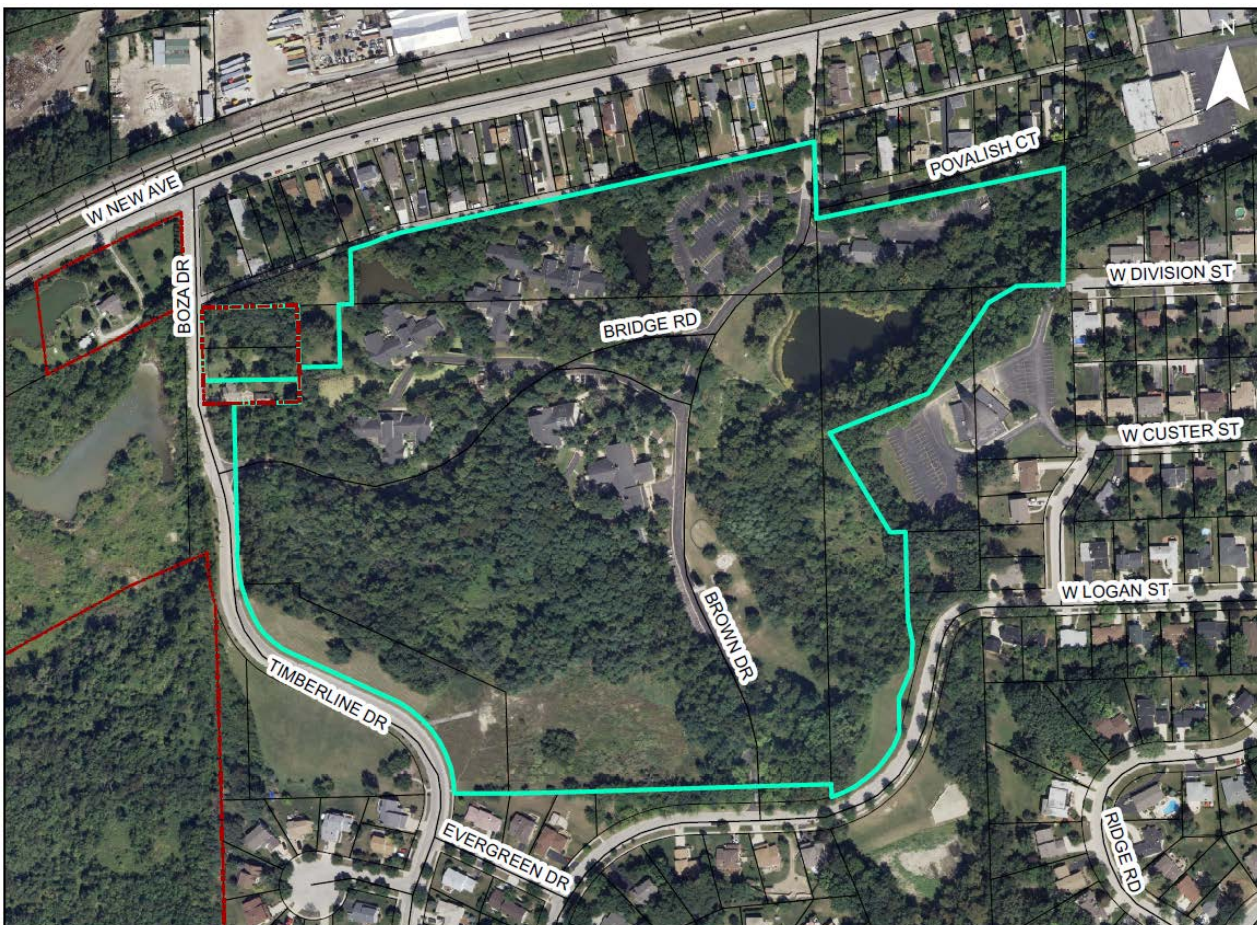
Village of Lemont
Planning & Economic Development Department

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

TO: Planning & Zoning Commission #14-12
FROM: Charity Jones, Village Planner
THRU: James A. Brown, Planning & Economic Development Director
SUBJECT: Case 12-02 307 Timberline Knolls PUD & Annexation/Rezoning
DATE: February 10, 2012

SUMMARY

Timberline Knolls, LLC, acting on behalf of Lemont Holdings, LLC, owner of the subject property, has requested a PUD for approximately 40 acres of property at 40 Timberline Drive, annexation and rezoning to R-4 Single-Family Detached Residential District for PINs 22-30-202-005 and 22-30-202-006. Staff is recommending approval with conditions.



PROPOSAL INFORMATION

Case No. 12.02
Project Name Timberline Knolls PUD

General Information

Applicant	Timberline Knolls, LLC
Agent Representing Applicant	Al Domanskis
Status of Applicant	Acting on behalf of property owner
Requested Actions:	Final Planned Unit Development (PUD) approval for a mental health treatment facility on all PINs listed below.
	Annexation and Rezoning to the R-4 Single-Family Detached Residential District for PINs 22-30-202-005 and 22-30-202-006
Site Location	40 Timberline Drive (PINs 22-19-401-040; 22-20-309-001; 22-29-100-031 and -035; 22-30-202-005; 22-30-202-006; and 22-30-204-005 and -008)
Existing Zoning	Lemont R-4 Single-Family Detached Residential District
Size	Approximately 40 acres
Existing Land Use	Mental Health Treatment Facility
Surrounding Land Use/Zoning	North: R-4 Single-Family Detached Residential and R-6 Multi-Family Residential South: R-4 Single-Family Detached Residential East: R-1 Single-Family Detached Residential and R-4A Single-Family Preservation and Infill West: R-4 Single-Family Detached Residential and unincorporated.
Comprehensive Plan 2002	The 2002 Comprehensive Plan map designates this area as low-density residential (0-2 du/acre) with a residential conservation/cluster design overlay.
Zoning History	N/A
Special Information	
Public Utilities	The site is serviced by Village water and sewer.
Transportation	N/A
Physical Characteristics	The site has varied topography. Approximately seven acres, primarily in the northeastern portion of the site are in a special flood hazard area; a portion of this area is within the floodway.

BACKGROUND

In 1987 the Village approved an annexation agreement with Four Winds Hospital covering the property at 40 Timberline Drive. The annexation agreement stated that the Village would amend its zoning ordinance upon annexation to approve a PUD for a private tertiary care psychiatric hospital on the subject site. The annexation agreement further approved a site plan and building designs for the PUD and granted eight variations to the Village zoning ordinance. However, upon annexation the Village never adopted a PUD ordinance for the site.

Four Winds, Inc. operated on the site for some time, and then the facility became the Rock Creek Center. Rock Creek went out of business in 2002. Timberline Knolls began operating in 2005. The annexation agreement expired in 2007.

In November 2011, Timberline Knolls applied for a building permit to add approximately 1,600 sf to one of the existing residence halls (Maple Lodge).

GENERAL ANALYSIS

Land Use/Compliance with Comprehensive Plan. The 2002 Comprehensive Plan designates this area for low density residential development, defined as developments with density of 0 to two dwelling units per acre. Further, the area is shown within the residential conservation / cluster design overlay; this designation is intended to encourage land development practices that preserve natural resources and historic structures.

To a large extent, the existing development of the Timberline Knolls property reflects the intent of the residential conservation / cluster design overlay in that natural water features and historic structures on the site have been preserved. The existing and requested R-4 zoning allow development resulting in densities higher than those of the Comprehensive Plan's low density land use category. However, the R-4 zoning is consistent with the zoning of surrounding property.

Additionally, the "density" of the existing development at Timberline Knolls does not neatly align with Comprehensive Plan guidelines because this particular use, although residential, is also institutional in character. The accommodations provided for women staying at the treatment center are not individual dwelling units. Rather, the facilities feature common dining rooms, central kitchens etc. that make these buildings group living facilities as opposed to dwelling units.

Unfortunately, the Comprehensive Plan does not make allowances for any institutional uses such as group living, assisted living, religious uses, or educational uses. In this regard, our plan is not unique—these land uses often remain unaddressed in many comprehensive plans. Recognizing this shortcoming of our plan, staff finds that the existing development on the site is consistent with the intent, if not the letter, of the Comprehensive Plan.

To ensure continued consistency with the Comprehensive Plan, a PUD approval for future development should require the applicant to continue to preserve important natural features and historic structures. As part of the PUD application, the applicant has already agreed to submit tree surveys and preservation plans to the Village for approval whenever new buildings are constructed or existing buildings are expanded on the subject site. Additionally, the PUD should contain a condition to preserve the historic assets on the site.

Compatibility with Existing Land Uses. The subject site is predominantly surrounded by single-family residential development. Aside from neighbor complaints about a recent fence installation, there is no Village record to indicate that the existing use has been incompatible with surrounding land uses.

In 2007, Timberline Knolls received approval to expand its facilities to include outpatient group living at 1 Povalish Court (Case 2007-35). 1 Povalish Court is not a part of this application, but is mentioned because it represented a geographic expansion of

Timberline Knolls's facilities and did not generate any public comment or opposition during the public hearing process.

The PUD application requests zoning approval for the site's existing use: a residential treatment center with group living, academic, and therapeutic programs. Timberline Knolls currently offers women treatment for substance abuse, eating disorders, mood disorders, and co-occurring disorders. The PUD application also requests approval for the use originally approved by the 1987 annexation agreement, a private tertiary care psychiatric hospital. Timberline Knolls is not currently a psychiatric hospital; to become one, it would have to apply for a license and participate in hearings to receive approval from a state regulatory agency. However, if approval were granted, the change in use may include differences in operations and patient populations that may result in incompatibilities with surrounding uses. Therefore, it is prudent for the Village to restrict the use of the subject site. Yet, it is also important that the Village allow Timberline Knolls flexibility to revise its therapeutic offerings in response to changes in demand. Staff should work with the applicant to further define the use(s) to be allowed by the PUD, so as to give Timberline Knolls the necessary flexibility to continue to provide relevant care in the future while protecting nearby property owners from any potential incompatible uses. In doing so, staff and the applicant should be mindful that hospitals are a prohibited use in the R-4 zoning district.

The requested R-4 zoning is consistent with the surrounding zoning; most nearby properties are also zoned R-4. Some nearby properties are zoned R-6; nearly all of them are currently developed as single-family detached housing.

Aesthetic and Environmental. As noted, a portion of the property is located in special flood hazard areas. Any future development would be required to comply with the UDO Floodplain Regulations, which severely restrict and control activity within the floodway.

Traffic. The Village Engineer had no comments related to existing traffic or potential increases in traffic with possible future expansion. As a residential treatment facility, only the Timberline Knolls staff is coming and going each day. If the applicants ever wish to change the use to a day treatment facility, the Village should require a traffic review at that time.

Engineering Comments. The Village Engineer had no concerns.

Fire District Comments. The Fire Marshal did not have any comments at this time.

Police & Fire Services. Prior to the public hearing, some residents raised questions about the current demand Timberline Knolls places on police and fire services and concerns about the Village's ability to meet future demand. According to Fire Chief Carl Churulo, the Fire District does get "a few calls to Timberline Knolls from time to time for a variety of reasons." According to the Chief, the District's policy is to consider these as calls from non-residents and as such the District charges the appropriate medical insurance company, or the individual (or the individual's family) on whose behalf the call was made. Comments from the Police Department are unavailable at this time but will be provided at the hearing.

Keeping of Animals. The PUD application includes a request for allowance to construct a barn or other structure for the keeping of horses. Currently, Timberline Knolls uses horses as part of its therapy offerings, but the horses have nowhere on the property to be kept overnight and are therefore transported to and from the facility. The UDO does allow accessory structures for “the keeping of livestock, horses, poultry, rabbits, exotic animals and/or the breeding of animals.” To use an accessory structure for the keeping of animals, the following standards must be met:

1. The lot area is at least one acre; and
2. The structure is located at least 150 feet from the side and rear lot lines; and
3. The structure is located at least 200 feet from any residence on another lot; and
4. The number of livestock is limited to one per 20,000 square feet of lot area

Due to the size of the subject site, the UDO would allow up to 87 horses to be kept in an accessory structure. The PUD approval should restrict the total number of animals allowed on the site. The International Building Code governs the construction of horse barns/stables; the applicant would be held to these standards. Additionally, the applicant should receive Village approval regarding any potential enclosure of grazing/roaming areas, storage of feed, and handling of waste.

DEPARTURES FROM ZONING STANDARDS

Typically, a PUD application would seek some variations from the current standards of the UDO. However in this case, the applicant is seeking approval of the conditions stipulated in the original annexation agreement from 1987. In some instances, these conditions do reflect a variation from the UDO standards; in other instances the conditions of the annexation agreement are more stringent than our current UDO standards. Below is a summary of the standards from the original annexation agreement, how the standards relate to the current UDO, and staff’s recommendation for including or excluding the standards from the new PUD.

DEVIATIONS FROM STANDARDS OF UNIFIED DEVELOPMENT ORDINANCE

Original Annexation Agreement	Current UDO Standards	Staff Recommendation
The building setbacks from any property line shall be reduced from 200 ft to 50 ft.	The R-4 setbacks are: Front yard – 25 ft Side yard – 15 ft Rear yard – 30 ft	<p>The standard from the original annexation agreement should remain. The existing buildings are setback at least 80 ft from the property line. Retaining a minimum 50 ft setback will allow Timberline Knolls to continue to expand on its main property while not changing the existing character of the area.</p> <p>However, if PINs 22-30-202-005 and -006 are each to be developed similarly to 1 Povalish Ct, then the 50 ft setback would make PIN 005 very difficult to develop individually because it is only 80 feet wide. At the time the applicant wishes to develop these two PINs, an amendment to the PUD could be requested for this portion of the site. Alternatively, the applicant could request that the PUD include a provision to treat these two PINs as individual lots, each subject to the standard R-4 setbacks.</p>

DEVIATIONS FROM STANDARDS OF UNIFIED DEVELOPMENT ORDINANCE

Original Annexation Agreement	Current UDO Standards	Staff Recommendation
Parking lots shall be permitted in any required yards provided they are 20 ft from any property line.	Parking lots are not explicitly allowed in residential zoning districts.	<p>The standard from the original annexation agreement should remain. As an institutional use, parking is necessary. By requiring a 20 ft setback, Timberline Knolls can continue to expand on its main property while not altering the existing character of the area.</p> <p>However, on PINs 22-30-202-005 and -006 additional provisions should be included in the PUD to prohibit parking lots between any potential structures on those sites and Timberline Drive.</p>
Brown Drive and the main entrance drive off Timberline Dr. shall be 24 ft wide. All other roads and drives shall be 20 ft wide.	Local streets are required to be 27 ft wide.	The standard from the original annexation agreement should remain. The existing development on the site corresponds to the road widths allowed by the original annexation agreement. Staff sees no issue with allowing new road development consistent with the existing road widths on the subject site.
The number of required loading docks is reduced from 5 to 3.	Only one loading space is required.	This standard from the original annexation agreement should not be incorporated into the new PUD. Any new development on the subject site should merely meet the current requirements with regard to loading spaces.
The only sidewalks required are those shown on the site plan and no sidewalks will be required on Logan Street, Timberline Drive, or any of the internal streets shown on the site plan.	Sidewalks are required along both sides of all streets.	The standard from the original annexation agreement should remain. The existing development does not contain sidewalks. Staff sees no issue with allowing consistency between future development of the site and the existing conditions.
Curbs will only be required as stops in parking lots and will not be required on streets or drives unless necessary for drainage purposes. If required for drainage purposes, curbs shall be constructed within the road widths allowed by the agreement; however, no street or drive shall be less than 20 ft, exclusive of curbs.	Curb and gutter is required along all streets and parking areas.	The standard from the original annexation agreement should remain. It appears from the site plan that the property was developed in accordance with the requirements of the annexation agreement; staff sees no issue with allowing consistency between future development of the site and the existing conditions. Moreover, there are many green infrastructure options that do not involve curb and gutter. Staff recommends provisions that, at the least, allow for green infrastructure.
All lighting will be in accordance with Village ordinances, except that lighting will be kept on all night.	Lighting is not required to be turned off at any specific time. Light spillage on to adjacent properties is limited.	This provision of the original annexation agreement does not need to be included in the new PUD.
Parking within the subject site shall be required as shown pursuant to the site plan.	For group living, 1 parking space is required per every 4 beds.	The current site plan indicates 206 parking spaces on the subject site (although that number may be slightly reduced once ADA compliant spaces are accounted for on the plan). The UDO would require only 31 parking spaces; parking on the site far exceeds this minimum standard. The PUD does not need to contain any additional provisions regarding parking.

CONCLUSIONS & RECOMMENDATIONS

Timberline Knolls is a valued employer in the Village, provides a needed service to society, and is a good steward of a uniquely scenic site in the village. Staff recommends approval of the PUD, annexation, and rezoning with the following conditions:

- The existing use and other similar uses shall be clearly defined as the uses permitted by the PUD;
- A tree preservation plan shall be required for future development on the site;
- Historic assets on the site shall be preserved;
- Accessory uses and structures to support the primary use of the property shall be allowed, such as a ropes course.
- A traffic study shall be required if Timberline Knolls's services become more than 30% outpatient;
- Horses may be kept in a horse barn or stable, with a maximum of 10 horses permitted on-site; the applicant work with staff to develop appropriate standards for paddocks, yards, pasturing, feeding and care of the animals. Horses may only be kept on-site as a component of the applicant's therapeutic offerings; horses may not be boarded, bred, cared for, sold, or ridden in return for remuneration.
- All new buildings and any additions to existing buildings shall conform to a 50 ft setback from all property lines;
- All new parking lots and any additions to existing parking lots shall conform to a 20 ft setback from all property lines; on PINs 22-30-202-005 and -006 parking lots are prohibited between the principal structure on those parcels and Timberline Drive;
- Sidewalks shall not be required for future development on the subject site;
- New streets on the subject site must be at least 20 ft wide, exclusive of any curb along the street;
- No curb is required for new or expanded parking lots or streets unless needed for drainage purposes; and
- All future development of the subject site shall conform to the requirements of the UDO in place at the time of development, unless otherwise specified in this PUD.

FINDINGS OF FACT

If the Planning and Zoning Commission recommends approval of the PUD and rezoning, the following findings-of-fact might be considered among those appropriate, that:

- a. The requested rezoning is consistent with surrounding zoning and existing land uses.
- b. The requested PUD will allow for continued development of an important community asset, while preserving the character of an established area.
- c. The PUD will contain sufficient safeguards to ensure future compatibility of the use of the subject site with adjacent land uses.

ATTACHMENTS

1. PUD Application
2. Annexation & Rezoning Application
3. Maple Addition – Building Permit plans, submitted November 2011

PUD Final Plan/Plat Application Form

Planning & Economic Development Department
418 Main Street Lemont, Illinois 60439
phone (630) 257-1595
fax (630) 257-1598

APPLICANT INFORMATION

Timberline Knolls, LLC

Applicant Name

Company/Organization

40 Timberline Drive, Lemont, Illinois 60439

Applicant Address

630-257-9600 telephone: 630-257-9708 fax

Telephone & Fax

jgresham@timberlineknolls.com

E-mail

CHECK ONE OF THE FOLLOWING:

- Applicant is the owner of the subject property and is the signer of this application.
- Applicant is the contract purchaser of the subject property.
- Applicant is acting on behalf of the beneficiary of a trust.
- Applicant is acting on behalf of the owner.

PROPERTY INFORMATION

40 Timberline Drive, Lemont, Illinois 60439

Address of Subject Property/Properties

See attached

approximately 40 acres

Parcel Identification Number of Subject Property/Properties

Size of Subject Property/Properties

REQUIRED DOCUMENTS

See Form 508-A, PUD Final Plan/Plat Application Checklist of Required Materials, for items that must accompany this application.

FOR OFFICE USE ONLY

Application received on: _____

By: _____

Application deemed complete on: _____

By: _____

Current Zoning: _____

Fee Amount Enclosed: _____

Escrow Amount Enclosed: _____

PUD Final Plan/Plat Application Form

Village of Lemont

APPLICATION FEE & ESCROW

Application Fee (only required if the PUD includes a final plat of subdivision):

- < 3 acres = \$300, plus \$25 per existing and/or proposed dwelling unit
- 3 to <5 acres = \$600, plus \$25 per existing and/or proposed dwelling unit
- 5 to <10 acres = \$1000, plus \$25 per existing and/or proposed dwelling unit
- 10 acres or more = \$1200, plus \$25 per existing and/or proposed dwelling unit

Fee is non-refundable.

Required Escrow = \$2,000

At the time of application, the applicant shall submit a check for the establishment of an escrow account. The escrow money shall be used to defray costs of public notice, consultants, or other direct costs incurred by the Village in association with the PUD final plan/plat application. After completion of the review process, any unused portion of the escrow account will be refunded upon request.

AFFIRMATION

I hereby affirm that I have full legal capacity to authorize the filing of this application and that all information and exhibits herewith submitted are true and correct to the best of my knowledge. I permit Village representatives to make all reasonable inspections and investigations of the subject property during the period of processing of this application. I understand that as part of this application I am required to establish an escrow account to pay for direct costs associated with the approval of this application, such as the fulfillment of public notice requirements, removal of the public notice sign, taking of minutes at the public hearing and fees for consultants hired by the Village to evaluate this application. I understand that the submitted fee is non-refundable and that any escrow amount leftover upon project completion will be refunded upon request.

James Gresham 1-23-12
Timberline Knolls, LLC by James Gresham, Chief Executive Officer

Signature of Applicant
Illinois

Date
Cook Will

State

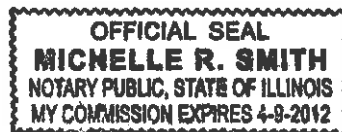
County

I, the undersigned, a Notary Public in and for the aforesaid County and State, do hereby certify that James Gresham is personally known to me to be the same person whose name is subscribed to the foregoing instrument, and that said person signed, sealed and delivered the above petition as a free and voluntary act for the uses and purposes set forth.

Michelle R. Smith
Notary Signature

Given under my hand and notary seal this 23rd day of January A.D. 20 12

My commission expires this 9th day of April A.D. 20 12



**Application of Timberline Knolls, LLC for Planning and Development Final Plat Approval
for 40 Timberline Drive, Lemont, Illinois 60439**

Narrative Request

Timberline Knolls, LLC (“Timberline Knolls”) has been operating a women’s treatment center for the treatment of eating disorders, substance abuse and addiction and mood disorders upon the property located at 40 Timberline Drive, Lemont, Illinois 60439 (“Subject Property”) since 2006. The Subject Property was initially annexed into the Village of Lemont pursuant to an annexation agreement of January 12, 1987 between the Village of Lemont and Four Winds, Inc. Although the Subject Property was developed by Four Winds of Lemont and is operating pursuant to the terms of the annexation agreement, it does not appear as if an accompanying zoning ordinance was adopted incorporating the terms of the annexation agreement which provided that the Subject Project would be zoned. As a result, this application is being filed.

Site plan and development approval were granted and the Subject Property was developed as it presently exists. The Subject Property was developed and operated as Four Winds, Inc.’s psychiatric facility for a number of years and later was continued as the Rock Creek Center through 2002. After the Subject Property was vacant for approximately three years, Timberline Knolls established its center.

This application is being submitted to confirm the existing development of the Subject Property for the initial use and zoning that were provided in the annexation agreement but were not codified in any ordinance as a residential planned unit development in Lemont’s existing R-4 zoning classification with a special use for a private tertiary care psychiatric hospital. Approval is also being sought for its existing use as a treatment center with group home living, academic and therapeutic programs. In addition, two lots of record were not included as part of the initial annexation and simultaneously with this application for planning and development approval, a petition for annexation has been submitted for the two lots of record. These lots are vacant and no request is being made for any development to be made on these lots at this time. In conformance with the Village of Lemont’s standards and as part of this planned unit development application, a specific request is being made for expansion of two residential lodges of Timberline Knolls, LLC located on the Subject Property for which foundation permits have been issued by the Village of Lemont. Although there are no specific plans at this time, there may come a need for expansion of the facilities in conformance with Village of Lemont requirements. A request is being made for grant of the right to make future additions of a barn and stable facility, gymnasium, ropes course, other indoor and outdoor recreational facilities and group lodges and homes subject to meeting Village of Lemont requirements.

The application includes two (2) vacant lots that are being annexed into the Village of Lemont. The application does not include the park on Timberline Drive which Timberline Knolls is allowing the Lemont Park District to use.

The following variances were provided for in connection with the initial annexation agreement and the Subject Property was developed based upon the grant of these variances:

- (1) The building setbacks from any property line shall be reduced from 200 feet to 50 feet in those areas shown on the Site Plan.
- (2) Parking lots shall be permitted in any required yards provided they are at least 20 feet from any property line.
- (3) Brown Drive extended to Logan Street and the main entrance drive off of Timberline Drive as depicted on the Site Plan are to be 24 feet wide. All other roads and drives depicted on the Site Plan are to be 20 feet wide.
- (4) The amount of required loading docks shall be reduced from 5 to 3.
- (5) The only sidewalks required are those shown on the Site Plan and no sidewalks will be required on Logan Street, Timberline Drive or any of the internal streets shown on the Site Plan.
- (6) Curbs will only be required as stops on the parking lots and curbs will not be required on streets or drives, except as they may be required for drainage purposes (and if required for drainage purposes, will be constructed within the road widths set forth in Subparagraph (3) above; provided, however, that in no event shall the width of a street or drive (exclusive of curbs) be less than 20 feet.
- (7) All lighting will be in accordance with Village ordinances except that lighting will be kept on all night. The lighting will be owned by Owner and Owner shall be responsible for the maintenance and repair of said lighting.
- (8) Parking within the Subject Realty shall be required as shown pursuant to the Site Plan.

No other variances other than those that were previously granted by the Village are being requested. It is being reserved whether these variations are still required under the current Village standards.

The existing buildings, improvements and signs on the Subject Property are being requested to be approved as part of this planned unit development.

With regard to any future expansions of buildings or buildings to be constructed, Timberline Knolls will submit a tree survey and preservation plan for approval by the Village.

**VILLAGE OF LEMONT
TIMBERLINE KNOLLS, LLC
PUD FINAL PLAN/PLAT APPLICATION FORM FOR VILLAGE OF LEMONT**

PARCEL IDENTIFICATION NUMBERS OF THE SUBJECT PROPERTIES:

Permanent Tax# 22-19-401-040-0000

Permanent Tax# 22-20-305-024-0000

Permanent Tax# 22-20-309-001-0000

Permanent Tax# 22-29-100-035-0000

Permanent Tax# 22-30-202-005-0000

Permanent Tax# 22-30-202-006-0000

Permanent Tax# 22-30-204-004-0000

Permanent Tax# 22-30-204-005-0000

Permanent Tax# 22-30-204-008-0000

Permanent Tax# 22-30-204-009-0000

SUBJECT PROPERTY

Timberline Knolls
Lemont, Illinois



View looking southeast along north elevation of typical residential building
(Building #1)



View looking northeast along south elevation of typical residential building
(Building #2)

SUBJECT PROPERTY

Timberline Knolls
Lemont, Illinois



View looking west at east elevation of typical residential building
(Building #3)



View looking west along south and east elevations of school facility (Building #4)
showing connecting walkway to adjoining residential building

SUBJECT PROPERTY

Timberline Knolls
Lemont, Illinois



View looking northwest along south elevation of typical residential building
(Building #5)



View looking northwest along south and east elevations of administration/office building
(Building #6)

SUBJECT PROPERTY

Timberline Knolls
Lemont, Illinois



View looking northeast along south and west elevations of cafeteria building
(Building #7)



View looking west showing dock area along east elevation of cafeteria building

SUBJECT PROPERTY

Timberline Knolls
Lemont, Illinois



View looking southeast along north and west elevations of single-family home
(Building #8 "Quarry Foreman House")



View looking northeast from Brown Drive at single-family home
("Magnolia House") with Povalish Court at right

SUBJECT PROPERTY

Timberline Knolls
Lemont, Illinois



View looking southwest along north elevation of maintenance/garage facility
(Building #11)



View looking northeast from Brown Drive along Povalish Court showing eastern extent of
subject property

SUBJECT PROPERTY

Timberline Knolls
Lemont, Illinois



View looking north along Brown Drive showing northern extent of subject property



View looking south along Brown Drive showing southern extent of subject property

SUBJECT PROPERTY

Timberline Knolls
Lemont, Illinois



View looking north along Timberline Drive from main entrance



View looking south along Timberline Drive



TIMBERLINE KNOLLS

40 TIMBERLINE DRIVE

Annexation Application Form (with or without rezoning)

TYPE OF APPROVAL REQUESTED

CHECK ALL THAT APPLY:

- Annexation and ~~Annexation Agreement~~ ~~XXXXXXXXXXXXXXXXXXXX~~
- Rezoning

APPLICANT INFORMATION

Timberline Knolls, LLC

Applicant Name

Company/Organization

40 Timberline Drive, Lemont, Illinois 60439

Applicant Address

630-257-9600 telephone; 630-257-9708 fax

Telephone & Fax

jgresham@timberlineknolls.com

E-mail

CHECK ONE OF THE FOLLOWING:

- Applicant is the owner of the subject property and is the signer of this application.
- Applicant is the contract purchaser of the subject property.
- Applicant is acting on behalf of the beneficiary of a trust.
- Applicant is acting on behalf of the owner.

PROPERTY INFORMATION Two lots of record on Timberline Drive north of entry drive for 40 Timberline Drive, Lemont, Illinois 60439

Address of Subject Property/Properties

22-30-202-005-0000 & 22-30-202-006-0000

005 Lot-16,885 square feet

006 Lot-14,560 square feet

Parcel Identification Number of Subject Property/Properties

Size of Subject Property/Properties

DESCRIPTION OF REQUEST

See attached

Brief description of the proposed annexation/rezoning

REQUIRED DOCUMENTS

See Form 506-A, *Annexation Application Checklist of Required Materials*, for items that must accompany this application.

FOR OFFICE USE ONLY

Application received on: _____

By: _____

Application deemed complete on: _____

By: _____

Current Zoning: _____

Fee Amount Enclosed: _____

Escrow Amount Enclosed: _____

Annexation Application Form (with or without rezoning)

TYPE OF APPROVAL REQUESTED

CHECK ALL THAT APPLY:

- Annexation and Annexation Agreement
- Rezoning

APPLICANT INFORMATION

Timberline Knolls, LLC

Applicant Name

Company/Organization

40 Timberline Drive, Lemont, Illinois 60439

Applicant Address

630-257-9600 telephone; 630-257-9708 fax

Telephone & Fax

jgresham@timberlineknolls.com

E-mail

CHECK ONE OF THE FOLLOWING:

- Applicant is the owner of the subject property and is the signer of this application.
- Applicant is the contract purchaser of the subject property.
- Applicant is acting on behalf of the beneficiary of a trust.
- Applicant is acting on behalf of the owner.

PROPERTY INFORMATION Two lots of record on Timberline Drive north of entry drive for 40 Timberline Drive, Lemont, Illinois 60439

Address of Subject Property/Properties

22-30-202-005-0000 & 22-30-202-006-0000

Parcel Identification Number of Subject Property/Properties

approximately 32,864 square feet

Size of Subject Property/Properties

DESCRIPTION OF REQUEST

See attached

Brief description of the proposed annexation/rezoning

REQUIRED DOCUMENTS

See Form 506-A, Annexation Application Checklist of Required Materials, for items that must accompany this application.

FOR OFFICE USE ONLY

Application received on: _____

by: _____

Application deemed complete on: _____

by: _____

Current Zoning: _____

Fee Amount Enclosed: _____

Escrow Amount Enclosed: _____

Annexation Application Form

Village of Lemont

APPLICATION FEE & ESCROW

Rezoning Application Fee (based on size of property to be rezoned):

< 2 acres = \$300	10 to < 20 acres = \$1,000
2 to < 5 acres = \$500	20 acres or more = \$1,250
5 to < 10 acres = \$750	

Annexation Application Fee = \$250 (per zoning lot)

Fee is non-refundable. A zoning lot is defined as "a single tract of land located within a single block that (at the time of filing for a building permit) is designated by its owner or developer as a tract to be used, developed, or built upon, under single ownership or control" (Unified Development Ordinance Chapter 17.02).

Required Escrow = \$750 for annexation, plus \$500 for rezoning

At the time of application, the applicant shall submit a check for the establishment of an escrow account. The escrow money shall be used to defray costs of public notice, consultants, or other direct costs incurred by the Village in association with the annexation application. Additionally, should the applicant fail to remove the required public notice sign in a timely manner, the escrow account may be used to defray the costs of the sign's removal. After completion of the annexation review process, any unused portion of the escrow account will be refunded upon request.

AFFIRMATION

I hereby affirm that I have full legal capacity to authorize the filing of this application and that all information and exhibits herewith submitted are true and correct to the best of my knowledge. I permit Village representatives to make all reasonable inspections and investigations of the subject property during the period of processing of this application. I understand that as part of this application I am required to establish an escrow account to pay for direct costs associated with the approval of this application, such as the fulfillment of public notice requirements, removal of the public notice sign, taking of minutes at the public hearing and fees for consultants hired by the Village to evaluate this application. I understand that the submitted fee is non-refundable and that any escrow amount leftover upon project completion will be refunded upon request. I understand that I am responsible for the posting of a public hearing sign and for the mailing of legal notice to all surrounding property owners as required by Village ordinances and state law.


1-23-12
Timberline Knolls, LLC by James Gresham, Chief Executive Officer

Signature of Applicant

Date

Illinois

Cook Will

State

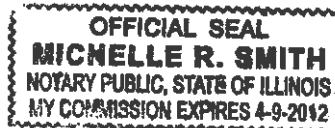
County

I, the undersigned, a Notary Public in and for the aforesaid County and State, do hereby certify that James Gresham is personally known to me to be the same person whose name is subscribed to the foregoing instrument, and that said person signed, sealed and delivered the above petition as a free and voluntary act for the uses and purposes set forth.


Notary Signature

Given under my hand and notary seal this 23rd day of January A.D. 20 12.

My commission expires this 9th day of April A.D. 20 12.



DISTRICT OF
~~STATE OF ILLINOIS~~)
 COLUMBIA) SS.
 COUNTY OF _____)

**IRREVOCABLE PETITION REQUESTING ANNEXATION
 TO THE VILLAGE OF LEMONT**

TO: THE VILLAGE CLERK, VILLAGE OF LEMONT, ILLINOIS

We, the undersigned Petitioners, owners of record of all of the land herein requesting to be annexed, respectfully represent, under oath, that all conditions required for annexation to the Village of Lemont pursuant to and in accordance with Illinois Municipal Code Chapter 65 Illinois Compiled Statutes Section 5/7-1-8 do hereby state under oath to wit:

1. That the territory requested to be annexed is described as follows:

(See legal description attached hereto on Exhibit A and made a part hereof)

2. That the described territory is not within the corporate limits of any municipality but is contiguous to the Village of Lemont, a municipality organized and existing under the laws of the State of Illinois.

3. That a Plat of Annexation showing the described territory is attached hereto and made a part of this Petition or will be provided prior to adoption of the Ordinance annexing said territory.

4. That this Petition is signed by all of the owners of record of all land in the described territory and at least 51% of the electors residing in the described territory.

5. That this Petition is irrevocable once signed and submitted to the Village of Lemont by the owner(s) of record.

WHEREFORE, your Petitioners respectfully request the Corporate Authorities of the Village of Lemont to annex the above described territory to the Village of Lemont.

<u>NAME</u> (Printed & Signed)	<u>ADDRESS</u>	<u>OWNER</u> (Check all that apply)	<u>ELECTOR</u>
<u>LEMONT HOLDINGS, LLC</u>	<u>c/o R.V. BARTH</u> <u>SUITE 1000</u>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<u>BY: Roger V. Barth</u> <u>ROGER V. BARTH</u> <u>PRESIDENT</u>	<u>2101 L ST. N.W.</u> <u>WASHINGTON, D.C. 20037</u>	<input type="checkbox"/>	<input type="checkbox"/>
_____	_____	<input type="checkbox"/>	<input type="checkbox"/>

DISTRICT OF
STATE OF ILLINOIS)
COLUMBIA)
COUNTY OF _____)

I, the undersigned, a Notary Public DO HEREBY CERTIFY that ROGER V. BARTH, personally known to me to be the person whose name is subscribed to the foregoing Petition for Annexation, appeared before me this day in person and acknowledged that he/she, being thereunto duly authorized, signed and delivered said Petition for Annexation as his/her own free and voluntary act, for the uses and purposes therein set forth.

GIVEN under my hand and official seal this 20th day of JANUARY, 2012.

SABINA J. BARON
NOTARY PUBLIC
District of Columbia
My Commission Expires
November 14, 2015

SABINA J. BARON
Notary Public



STATE OF ILLINOIS)
COUNTY OF _____)

I, the undersigned, a Notary Public DO HEREBY CERTIFY that _____, personally known to me to be the person whose name is subscribed to the foregoing Petition for Annexation, appeared before me this day in person and acknowledged that he/she, being thereunto duly authorized, signed and delivered said Petition for Annexation as his/her own free and voluntary act, for the uses and purposes therein set forth.

GIVEN under my hand and official seal this _____ day of _____, 20____.

Notary Public

ANNEXATION

Village of Lemont **Timberline Knolls, LLC Annexation Application for Village of Lemont**

Brief Description of Proposed Annexation/Rezoning

Lemont Holdings, LLC, the owner of the land and buildings upon which Timberline Knolls, LLC operates a woman's health center, is also the owner of two (2) vacant lots along Timberline Drive north of its entranceway. These lots were never annexed into the Village of Lemont and are part of the entire parcel owned by Lemont Holdings, LLC. Thus, the request is to annex these properties into the Village of Lemont and to dedicate the roadway for Timberline Drive to the Village of Lemont simultaneously with this application for annexation. A request is being made to rezone as part of the entire Lemont Holdings, LLC parcel excluding the parcel that Lemont Holdings, LLC is providing to the Lemont Park District along Timberline Drive as a planned unit development in the R-4 residential district. No annexation agreement is being requested in connection with this petition for annexation.

Project Summary

No development is proposed at this time for the lots of record to be annexed into the Village of Lemont.

PLAT OF ANNEXATION TO THE VILLAGE OF LEMONT OF

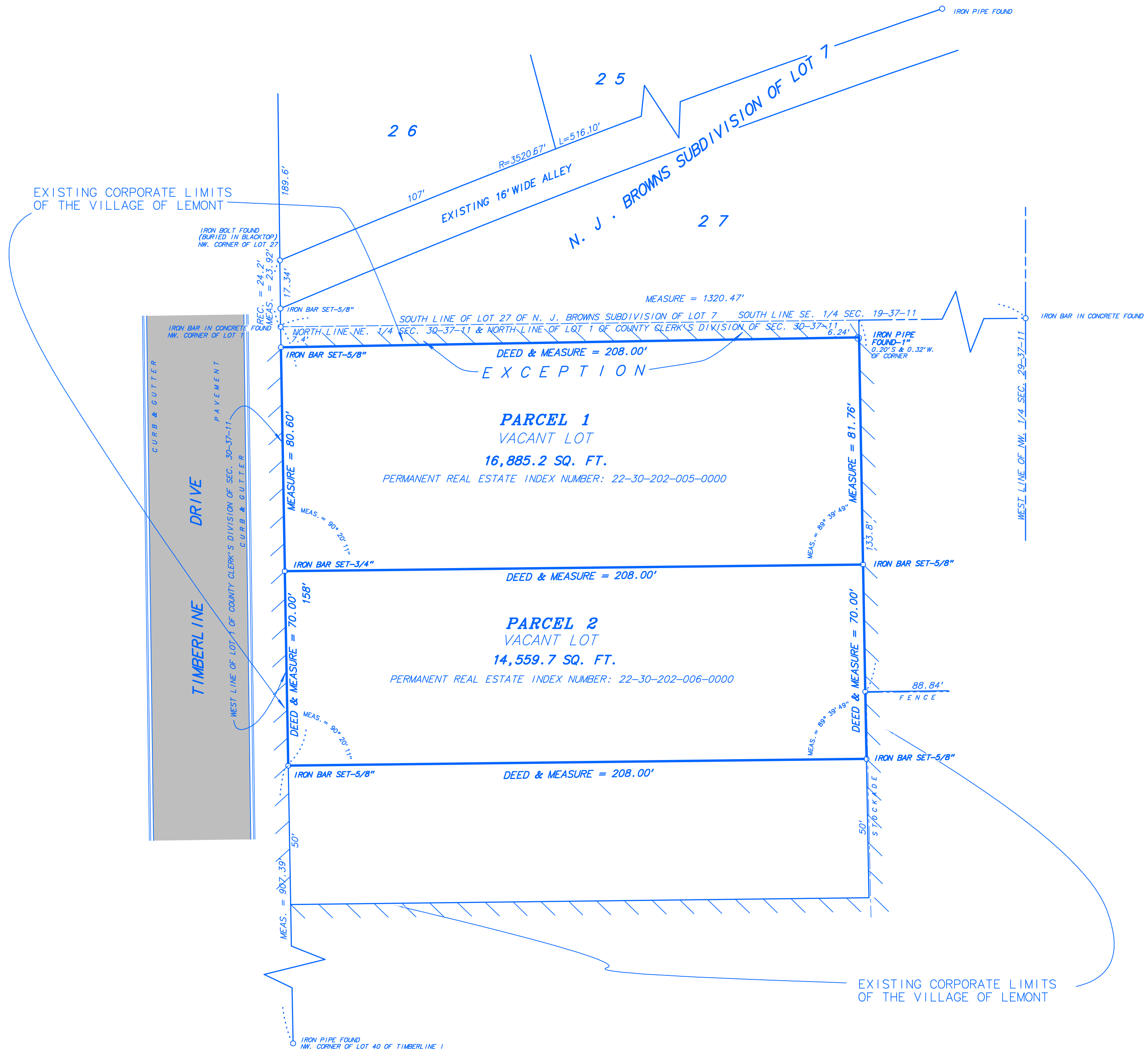
PARCEL 1: The North 158 feet (EXCEPT the South 70 feet thereof) of the West 208 feet in Lot 1 (EXCEPT that part of the west 208 feet of Lot 1 in COUNTY CLERK'S DIVISION OF SECTION 30, TOWNSHIP 37 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN, lying northerly of a line described as beginning at a point on the west line of said Lot 1 distant 7.4 feet southerly from the northwest corner of said Lot 1, and running thence easterly to a point on the east line of the west 208 feet of said Lot 1, distant 6.24 feet southerly from the north line of said Lot 1), in THE COUNTY CLERK'S DIVISION OF SECTION 30, TOWNSHIP 37 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

Permanent Real Estate Index Number: 22-30-202-005-0000

PARCEL 2: The South 70 feet of the North 158 feet of the West 208 feet of Lot 1 in COUNTY CLERK'S DIVISION OF SECTION 30, TOWNSHIP 37 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

Permanent Real Estate Index Number: 22-30-202-006-0000

Legal description per Limited Warranty Deed, Document Number 99178942, recorded in the office of the Cook County Recorder on February 23, 1999



PRESIDENT AND BOARD OF TRUSTEES BOARD CERTIFICATE

STATE OF ILLINOIS } S.S.
COUNTY OF COOK }

APPROVED AND ACCEPTED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF LEMONT, COOK, WILL AND DUPAGE COUNTIES, ILLINOIS, AT A PUBLIC MEETING HELD.

THIS ____ DAY OF _____ A.D. 2012.

BY: _____
PRESIDENT

ATTEST: _____
VILLAGE CLERK

SURVEYOR'S CERTIFICATE

STATE OF WISCONSIN } S.S.
COUNTY OF KENOSHA }

I, MARK A. BOLENDER, AN ILLINOIS PROFESSIONAL LAND SURVEYOR, DO HEREBY CERTIFY THAT THE PLAT AS HEREON DRAWN IS A CORRECT REPRESENTATION OF THE PROPERTY DESCRIBED IN THE FOREGOING CAPTION.

FURTHERMORE, I DESIGNATE THE VILLAGE OF LEMONT TO ACT AS MY AGENT FOR THE PURPOSES OF RECORDING THIS DOCUMENT.

DATED THIS 1st DAY OF February, 2012.

BY _____
ILLINOIS PROFESSIONAL LAND SURVEYOR

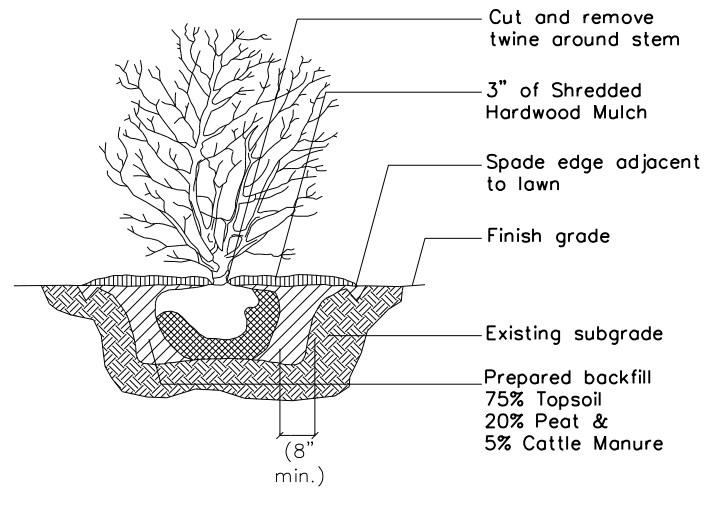
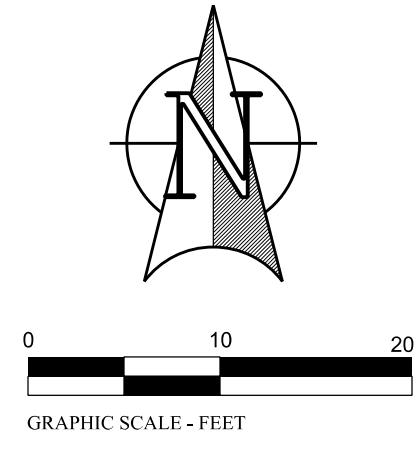
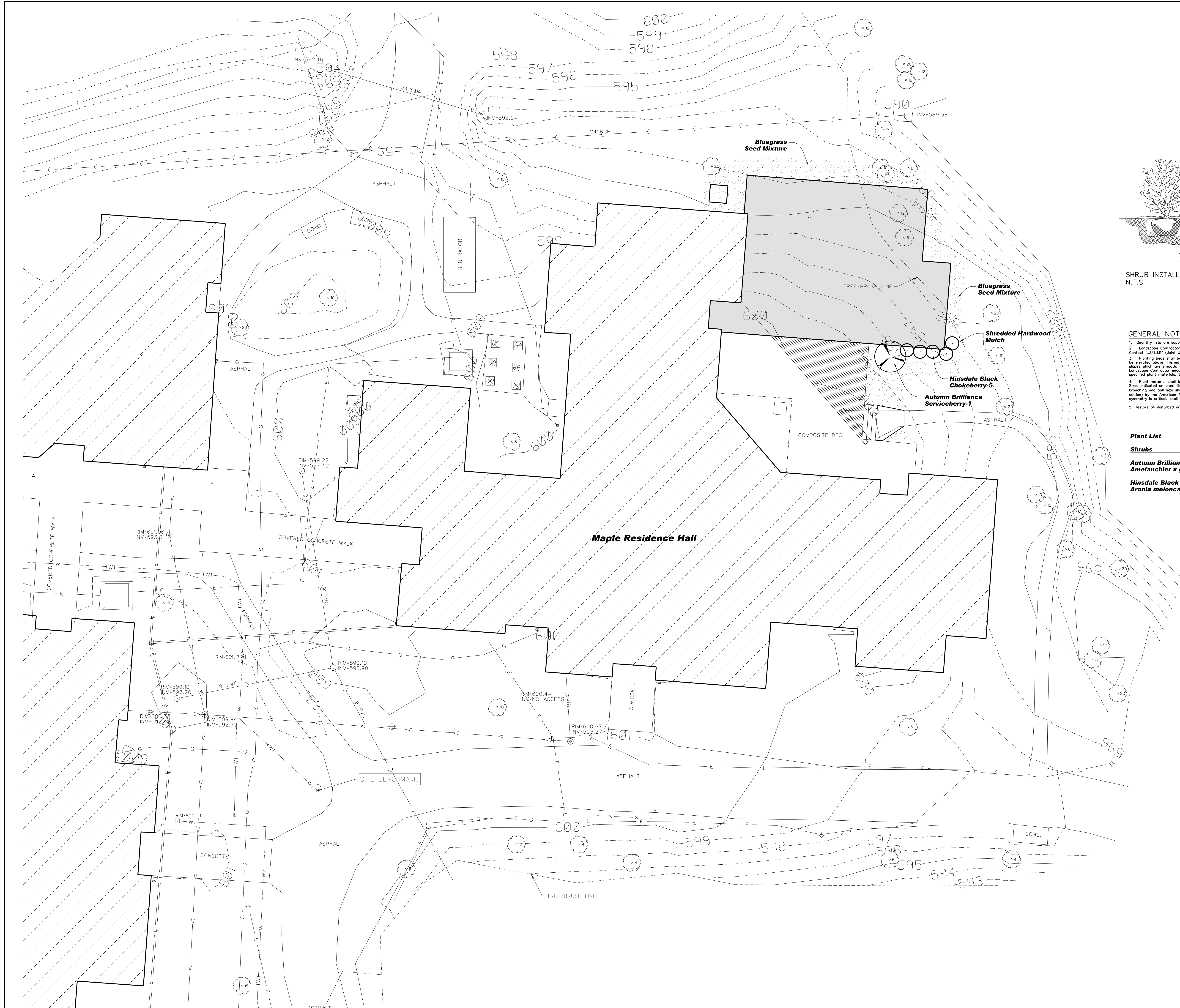
LICENSE NO. 2785



SCALE: 1 inch = 30 feet

ORDERED BY: A. Domanskis / Attorney at Law

JOB NO.: 11119

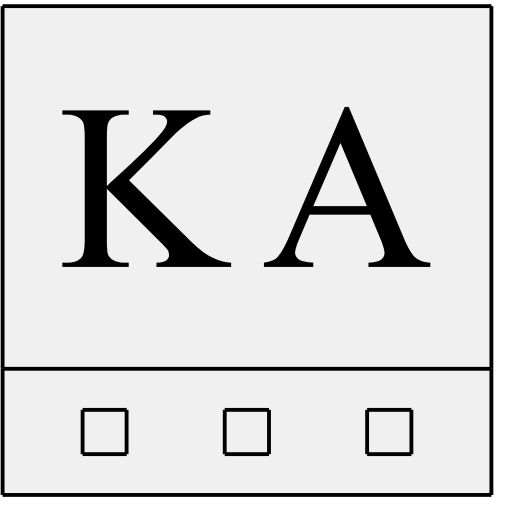


SHRUB INSTALLATION DETAIL
N.T.S.

- GENERAL NOTES**
- Quantity lists are supplied as a convenience. The Contractor shall verify all quantities.
 - Landscape Contractor shall verify locations of all underground utilities prior to digging. Contact "JULIE" (Joint Utility Locating for Excavators) 1-800-892-0123.
 - Planting holes shall be elevated slightly to provide for proper drainage. Rootballs of trees shall be elevated above finished grade as illustrated on installation details. All grading shall provide slopes which are smooth, continuous and have positive drainage in all areas. Should the Landscape Contractor encounter drainage problems which may be detrimental to the growth of the specified plant materials, the Owner shall be notified accordingly, prior to installation.
 - Plant material shall be nursery grown and be either ball and burlapped or container grown. Sizes indicated on plant list represent minimum requirements. The requirements for measurement, branching and ball size shall conform to the "American Standard for Nursery Stock" (latest edition) by the American Association of Nurserymen, Inc. Plant materials for groupings or where symmetry is critical, shall be matched as nearly as possible.
 - Restore all disturbed area with 6" topsoil and sod.

Plant List

Shrubs	Qty/Root Form/Size
Autumn Brilliance Serviceberry	1b&b/6' clump
Amelanchier x grandiflora	
Hinsdale Black Chokeberry	5b&b/30"
Aronia melanocarpa 'Hinsdale'	



KURZMAN ARCHITECTURE, LLC
 743 W. Brompton, 2N
 Chicago, IL 60657
 p (312) 286-0901
 f (773) 472-0521
 eM: rkurzman@comcast.net

**Maple Addition and
Remodel**
 40 Timberline Drive
 Lemont, Illinois 60439

No.	Description	Date
1	Issue for Permit	11/17/11

**Landscape
Plan**

WEBSTER, McGRATH & AHLBERG LTD.
WMA
 LAND SURVEYING - CIVIL ENGINEERING - LANDSCAPE ARCHITECTURE
 Over 100 Years of Service to Clients
 207 South Naperville Road - Wheaton, Illinois 60187
 (630)868-7603 Fax: (630)862-1760 Email: wma@wmafirm.com
 Design: Fern Koenen No. 134403101 4/2011

L-1
 Drawing No.

**Village Board
Agenda Memorandum**

Item #

to: Mayor & Village Board

from: Ben Wehmeier, Village Administrator/Budget Officer
George Schafer, Assistant Village Administrator
Ted Friedley, Village Treasurer

Subject: Draft FY 2012/13 Budget

date: Mar 14, 2012

BACKGROUND/HISTORY

On behalf of the Finance Committee and Village staff is transmitted to the Village Board the first draft of the Fiscal Year 2012/2013 Budget. Significant work has been put into the development of the operational budget but also following the Village's Board direct to focus on further building up general fund reserves. As a whole, the budget is maintaining relatively flat. Approximately \$180,000 in the general fund is a one term revenue stream to be utilized towards fund balance. Other key notes from fund balance:

- 1) Within the general fund, there had been three departments with engineering related line items. Staff is recommending developing a separate budget geared specifically towards these costs to assist in tracking these expenses.
- 2) The building department salaries have been adjusted to include permanent part time personnel within the regular salaries and part time inspectors will be charged off of part time.
- 3) A total of \$25,000 has been earmarked for marketing. \$12,500 in General Accounts under the General Fund and \$12,500 under TIF.

As part of the workshop, staff will walk through each department and all funds as part of the budget presentation. The complete budget will be prepared for the April 9th board meeting and public hearing to ensure all comments are incorporated within the final recommended budget. The FY11-12 budget numbers provided are based on the last amendment approved by the Village Board.

RECOMMENDATION

ATTACHMENTS (IF APPLICABLE)

Recommended 2012-13 Budget

BUDGET FISCAL YEAR 2012-13

		F/Y 10 actual	F/Y 11 actual	F/Y 12 Curr Budget	F/Y 13 (proposed)
General Fund Revenues					
10-00-40005	Reallocated P/Y Funds	\$0		\$0	\$0
	Real Estate Taxes			\$0	
10-00-41050	Corporate	\$650,400	\$733,101	\$1,131,772	\$1,268,220
10-00-41100	Garbage	5,500	5,316	2,750	0
10-00-41150	Street & Bridge	180,000	179,507	157,500	125,000
10-00-41200	Police Protection	169,000	171,267	180,000	180,000
10-00-41250	Street Lighting	100,000	94,367	82,500	65,000
10-00-41300	Civil Defense	3,700	10,053	8,750	7,500
10-00-41350	Audit	31,000	30,712	28,500	25,000
10-00-41400	Liability Insurance	155,000	147,744	108,125	63,125
10-00-41450	Workers Compensation	65,000	61,443	89,375	114,375
10-00-41500	Crossing Guards	25,000	23,896	16,250	7,500
10-00-41900	Police Pension	450,000	503,588	500,000	500,000
	Total Real Estate Taxes	\$1,834,600	\$1,960,994	\$2,305,522	\$2,355,720
	Franchise Revenues				
10-00-42100	Telephone Franchise	\$24,500	\$0	\$0	\$0
10-00-42200	Cable TV Franchise	194,500	227,858	240,000	240,000
	Total Franchise Revenues	\$219,000	\$227,858	\$240,000	\$240,000
	State Shared Revenues				
10-00-43100	Sales Tax	\$1,714,600	\$1,744,706	\$1,690,000	\$1,675,000
10-00-43200	Income Tax	1,577,700	1,296,192	1,253,000	1,283,200
10-00-43500	Use Tax	234,400	238,661	238,000	252,800
10-00-43600	Personal Prop Repl Tax	33,800	38,175	30,000	30,000
	Total State Shared Revenues	\$3,560,500	\$3,317,734	\$3,211,000	\$3,241,000
	Licenses & Permits				
10-00-44050	Building Permits	\$452,500	\$343,355	\$295,000	\$300,000
10-00-44055	Engineering Permit Fees	27,100	30,401	30,000	30,000
10-00-44060	Site Development Fees	45,300	5,295	10,000	10,000
10-00-44100	Contractor Licenses	60,000	65,025	60,000	60,000
10-00-44150	Vehicle Licenses	450,000	101,987	475,000	10,000
10-00-44200	Parking Permits	0	0	15,000	0
10-00-44250	Business Licenses	15,000	733	35,000	15,000
10-00-44300	Liquor Licenses	28,500	19,295	2,000	34,000
10-00-44350	Amusement Licenses	3,600	726	7,000	2,500
10-00-44400	Scavenger Licenses	16,500	(1,000)	1,500	8,000
10-00-44450	Cigarette & Misc Licenses	2,700	320	0	350
10-00-44500	Animal Licenses	1,000	453	13,000	0
10-00-44550	Health Insp Fees	13,400	(650)	\$13,000	10,000
	Total Licenses & Permits	\$1,115,600	\$565,940	\$956,500	\$479,850
	Fines				
10-00-45100	Fines	\$219,600	\$213,631	\$215,000	\$200,000
10-00-45105	Towing Fees	72,700	80,200	70,000	70,000
10-00-45110	Bonding Fees	0	2,050	10,000	10,000
	Total Fines	\$292,300	\$295,881	\$295,000	\$280,000

BUDGET FISCAL YEAR 2012-13

		F/Y 10 actual	F/Y 11 actual	F/Y 12 Curr Budget	F/Y 13 (proposed)
General Fund Revenues (cont)					
	Charges for Service				
10-00-46050	Public Hearing/Annexation	\$42,000	(\$294)	\$10,000	\$10,000
10-00-46100	State Highway Maintenance	50,200	30,153	40,000	40,000
10-00-46150	Employee Ins Contribution	86,200	88,046	100,000	90,000
10-00-46200	I & M Canal Leases	10,000	5,853	8,000	8,000
10-00-46220	Schools P/R Reimbursement	42,600	38,375	35,000	35,000
10-00-46230	Special Detail Reimb	53,000	114,225	100,000	105,000
10-00-46240	Drug, Alcohol, Tobacco Class	0	2,200	1,200	2,000
10-00-46250	Chamber of Commerce Rent	1,200	1,200	7,500	1,200
10-00-46251	Range Rental	4,000	7,115	18,000	7,500
10-00-46253	Old Police Station Rent		9,000	7,500	18,000
10-00-46300	Developer / Agency Reimb	8,000	2,235	0	2,500
10-00-46301	Business Reimbursements	0	0	7,000	0
10-00-46310	Property Maint Reimbursements	1,000	9,549	0	6,500
10-00-46315	Plan Review Fees	1,000	0	\$0	0
	Total Charges for Service	\$299,200	\$307,657	\$334,200	\$325,700
	Intergovernmental Revenue				
10-00-47100	Township Road & Bridge Tax	\$67,450	\$63,221	\$65,000	\$65,000
10-00-47300	Township LEMA Contribution	15,000	17,500	37,000	17,000
10-00-47305	Fuel / Salt Reimbursements	30,000	47,140	50,000	50,000
10-00-47500	Image Grant	12,200	21,044	10,000	10,000
10-00-47501	S E P Grant	0		0	0
10-00-47506	Liq/Tobac Control Grant	2,000		0	0
10-00-47507	OJP Vest Grant	0	2,214	2,000	5,000
10-00-47511	Misc Grants	0	4,995	5,000	5,000
10-00-47512	Misc Police Grants	242,000	159,017	110,000	40,000
10-00-47513	I-Clear Grant	0		0	0
10-00-47514	Forfeiture Proceeds	0		0	0
	Total Intergovernmental Revenue	\$368,650	\$315,131	\$279,000	\$192,000
	Other Income				
10-00-48100	Interest	\$24,000	\$1,229	\$2,000	\$750
10-00-48300	Sale of Village Property	110,000	10,035	7,500	2,500
10-00-48350	Developers Contributions	0	0	0	0
10-00-48407	FEMA Reimbursements	0	0	0	0
10-00-48416	Insurance Reimbursements	9,500	2,045	2,500	2,500
10-00-48425	Odor Alert Network Contribution	25,000	20,200	19,000	19,000
10-00-48450	Police Training Reimb	2,300	1,553	1,000	1,000
10-00-48500	Miscellaneous	30,000	32,892	20,000	30,000
10-00-48550	Festival Commission Revenue	25,000	21,910	15,000	15,000
10-00-48551	Quarryman Contributions	20,000	25,880	21,000	21,000
10-00-48560	Police Program / LEMA Donations	17,000	15,329	15,000	15,000
	Total Other Income	\$262,800	\$131,073	\$103,000	\$106,750
10-00-49220	General Fund Reimbursement Cost Allocation) From W&S Operation & Maint.	753,000	775,000	1,050,000	830,000
	Total General Fund Reimbursement				\$830,000
	Interfund Transfers In				
10-00-49150	From Working Cash	\$12,000	\$3,744	\$10,000	\$0
10-00-49450	From Road Improv fund	404,660	475,000	\$695,000	450,000
10-00-49750	From Parking Lot	30,000	30,000	\$0	0
10-00-49820	From Police Station Bldg Fund	0		\$0	0
	Total Interfund Transfers In	\$446,660	\$508,744	\$705,000	\$450,000
	Total General Fund Revenue	\$8,399,310	\$7,631,012	\$9,479,222	\$8,501,020

BUDGET FISCAL YEAR 2012-13

		F/Y 10 actual	F/Y 11 actual	F/Y 12 Curr Budget	F/Y 13 (proposed)
Mayor & Village Board					
	Personal Services				
10-05-51100	Regular Salaries	\$83,891	\$57,645	\$57,645	\$63,891
10-05-51200	Overtime	0		\$0	0
	Total Personal Services	\$83,891	\$57,645	\$57,645	\$63,891
	Outside Services				
10-05-52100	Meetings/Conf/Training	\$13,000	\$10,164	\$15,700	\$11,500
10-05-52200	Membership Fees	11,204	9,870	\$11,670	9,950
	Total Outside Services	\$24,204	\$20,034	\$27,370	\$21,450
	Materials & Supplies				
10-05-60100	Office Supplies	\$250	\$118	\$250	\$200
10-05-60300	Publications	0		\$0	0
	Total Materials & Supplies	\$250	\$118	\$250	\$200
	Total Mayor & Village Board	\$108,345	\$77,797	\$85,265	\$85,541

BUDGET FISCAL YEAR 2012-13

		F/Y 10 actual	F/Y 11 actual	F/Y 12 Curr Budget	F/Y 13 (proposed)
Administration/Finance					
Personal Services					
10-10-51100	Regular Salaries	\$525,087	\$463,313	\$409,000	\$357,613
10-10-51200	Overtime	6,000	1,866	\$10,000	8,000
10-10-51300	Deferred Compensation	4,600	8,884	\$7,500	7,500
Total Personal Services		\$535,687	\$474,063	\$426,500	\$373,113
Outside Services					
10-10-52100	Meetings/Conf/Training	\$2,550	\$6,914	\$6,000	\$5,000
10-10-52200	Membership Fees	3,500	4,068	6,500	6,000
10-10-52250	Bank Charges	4,000	137	0	0
10-10-52300	Postage	7,500	7,179	11,000	7,300
10-10-52450	Rec/Adv/Printing	18,000	12,784	18,000	13,000
10-10-52550	Newsletter	16,000	18,978	16,000	16,000
10-10-53200	IRMA/Insurance Deductible	600		0	0
10-10-53500	Ordinance Codification	3,000	4,567	5,000	5,000
10-10-56200	Prof Svc - Data Processing	6,000	5,635	4,000	7,500
10-10-56600	Prof Svc - Consulting	0	8,750	83,500	80,000
Total Outside Services		\$61,150	\$69,012	\$150,000	\$139,800
Materials & Supplies					
10-10-60100	Office Supplies	\$11,000	\$15,438	\$12,000	\$14,000
10-10-60200	Vehicle Expense	6,800	6,000	6,000	6,000
10-10-60300	Publications	500		200	200
Total Materials & Supplies		\$18,300	\$21,438	\$18,200	\$20,200
Total Administration/Finance		\$615,137	\$564,513	\$594,700	\$533,113

BUDGET FISCAL YEAR 2012-13

	F/Y 10 actual	F/Y 11 actual	F/Y 12 Curr Budget	F/Y 13 (proposed)
Engineering				
10-13-56300 General Engineering				\$22,000
10-13-56400 Subdivision Plan Review				\$6,000
10-13-56550 Permit Review/Inspection				\$2,000
10-13-57000 Development Inspection				\$20,000
Total Engineering				\$50,000

BUDGET FISCAL YEAR 2012-13

		F/Y 10 actual	F/Y 11 actual	F/Y 12 Curr Budget	F/Y 13 (proposed)
Public Works					
	Personal Services				
10-15-51100	Regular Salaries	\$514,800	\$402,691	\$390,000	\$390,600
10-15-51200	Overtime	91,000	91,267	50,000	75,000
10-15-51400	Temporary Salaries	8,000	11,803	10,500	11,000
	Total Personal Services	\$613,800	\$505,761	\$450,500	\$476,600
	Outside Services				
10-15-52100	Meetings/Conf/Training	\$2,000	\$1,584	\$1,000	\$1,200
10-15-52200	Membership Fees	700	516	800	600
10-15-52300	Postage	0	55	0	0
10-15-52500	Advertising/Printing	500	214	800	700
10-15-52600	Communications	1,000	149	300	200
10-15-52900	Dumping Fees	10,000	8,350	10,000	10,000
10-15-53000	Electricity - Street Lighting	110,000	87,705	80,000	72,000
10-15-53200	IRMA/Insurance Deductible	10,000	5,699	15,000	6,000
10-15-56300	Pro Svc - General Engineering	65,000	21,272	25,000	0
10-15-56400	Pro Svc - Subdivision Plan Review	30,000	8,408	7,500	0
10-15-57000	Maint Svc - Equipment	22,000	21,426	20,000	19,000
10-15-57400	Maint Svc - Streets & Alleys	75,000	147,844	90,000	90,000
	Total Outside Services	\$326,200	\$303,222	\$250,400	\$199,700
	Materials & Supplies				
10-15-60100	Office Supplies	\$2,000	\$2,353	\$3,000	\$3,000
10-15-60900	Maint Supl - Street/Alleys	34,000	24,374	25,000	23,000
10-15-61200	Safety Equipment	2,000	1,701	2,000	1,200
10-15-61300	Tools & Hardware	4,000	1,818	2,500	2,200
10-15-61400	Uniforms	5,000	4,987	5,000	0
	Total Materials & Supplies	\$47,000	\$35,233	\$37,500	\$29,400
	Capital Outlay				
10-15-70100	Office Equipment	\$0	\$0	\$0	\$0
10-15-70200	Other Equipment	28,000	0	66,049	0
10-15-70300	Vehicles	0	0	0	0
	Total Capital Outlay	\$28,000	\$0	\$66,049	\$0
	Total Public Works	\$1,015,000	\$844,216	\$804,449	\$705,700

BUDGET FISCAL YEAR 2012-13

		F/Y 10 actual	F/Y 11 actual	F/Y 12 Curr Budget	F/Y 13 (proposed)
Vehicle Maintenance Division					
	Outside Services				
10-17-52100	Meetings/Conf/Training	\$1,000	\$150	\$200	\$1,000
10-17-52200	Membership Fees	300	330	200	300
10-17-57000	Maint Serv - Equipment	35,000	34,945	33,000	25,000
	Total Outside Services	\$36,300	\$35,425	\$33,400	\$26,300
	Materials & Supplies				
10-17-61100	Maint Supplies - Vehicles	\$100,000	\$81,322	\$72,000	\$75,000
10-17-61200	Safety Equipment	1,000	404	500	500
10-17-61300	Tools & Hardware	4,000	1,792	6,500	3,500
10-17-61400	Uniforms	1,200	563	500	0
10-17-61500	Fuel	200,000	223,640	230,000	240,000
	Total Material & Supplies	\$306,200	\$307,721	\$309,500	\$319,000
	Capital Outlay				
10-17-70100	Office Equipment	\$0	\$0	\$0	\$0
10-17-70200	Other Equipment	0	0	0	0
	Total Capital Outlay	\$0	\$0	\$0	\$0
	Total Vehicle Maintenance	\$342,500	\$343,146	\$342,900	\$345,300

BUDGET FISCAL YEAR 2012-13

		F/Y 10 actual	F/Y 11 actual	F/Y 12 Curr Budget	F/Y 13 (proposed)
Police Department					
Personal Services					
10-20-51100	Regular Salaries	\$2,350,000	\$2,270,533	\$2,391,000	\$2,450,000
10-20-51200	Overtime	275,000	188,374	259,350	285,000
10-20-51250	Special Detail	60,000	53,419	50,000	57,500
10-20-51300	Deferred Compensation	8,400	8,820	12,000	12,000
10-20-51500	Training Wages	0	0	0	0
10-20-51600	Auxiliary Wages	0	0	0	0
10-20-51700	Crossing Guards	24,000	12,291	12,000	16,500
10-20-51800	Part-time	0	0	0	0
	Total Personal Services	\$2,717,400	\$2,533,437	\$2,724,350	\$2,821,000
Outside Services					
10-20-52100	Meetings / Conf / Training	\$18,430	\$6,715	\$7,500	\$12,800
10-20-52200	Membership Fees	4,500	5,732	5,000	7,120
10-20-52300	Postage	3,000	1,839	2,000	2,000
10-20-52500	Advertising / Printing	12,300	4,669	7,000	7,000
10-20-52600	Communications	16,900	6,394	3,500	3,500
10-20-52700	Animal Control	1,500	76	1,500	1,500
10-20-53200	IRMA/Insurance Deductible	10,000	15,766	15,000	10,000
10-20-53400	K-9 Services	0	0	0	0
10-20-53550	Accreditation	7,300	2,311	11,975	8,850
10-20-53800	Southwest Central Dispatch	305,900	277,058	283,394	290,000
10-20-56200	Pro Svc - Data Processing	5,000	5,290	2,500	6,250
10-20-57000	Maint Svc - Equipment	30,240	6,270	12,000	14,000
10-20-57010	Maint Svc - E.R.T.	1,000		1,000	1,000
	Total Outside Services	\$416,070	\$332,120	\$352,369	\$364,020
Materials & Supplies					
10-20-60100	Office Supplies	\$18,700	\$10,456	\$14,000	\$17,000
10-20-60110	Investigation Supplies	10,700	4,894	4,000	4,200
10-20-60400	E.R.T. Equipment	3,000	0	0	0
10-20-60450	Crime Prevention / CADET	7,000	0	500	500
10-20-60550	Ammo / Range Supplies	14,000	5,641	10,000	15,000
10-20-60600	K-9 Equip & Supplies	6,500	1,169	2,500	2,500
10-20-60601	Misc Police Grant Expense	242,000	160,814	85,000	39,160
10-20-60701	Pubic Relations	24,550	9,464	14,000	14,000
10-20-61200	Safety Equipment	6,000	3,967	4,500	4,500
10-20-61400	Uniforms	35,400	29,334	34,300	35,600
	Total Materials & Supplies	\$367,850	\$225,739	\$168,800	\$132,460
Capital Outlay					
10-20-70100	Office Equipment	\$0	\$9,859	\$22,000	\$17,440
10-20-70200	Other Equipment	0	0	0	0
10-20-70201	I-Clear Equipment	0	0	0	0
10-20-70300	Vehicles	0	0	85,000	0
	Total Capital Outlay	\$0	\$9,859	\$107,000	\$17,440
Total Police Dept. Expenses		\$3,501,320	\$3,101,155	\$3,352,519	\$3,334,920
less I-Clear		\$3,501,320	\$3,101,155	\$3,352,519	\$3,334,920

BUDGET FISCAL YEAR 2012-13

		F/Y 10 actual	F/Y 11 actual	F/Y 12 Curr Budget	F/Y 13 (proposed)
Building Department					
	Personal Services				
10-25-51100	Regular Salaries	\$319,600	\$254,444	\$255,000	\$249,350
10-25-51200	Overtime	2,200	785	2,200	4,200
10-25-51800	Part-time Salaries	35,900	22,068	22,000	33,050
	Total Personal Services	\$357,700	\$277,297	\$279,200	\$286,600
	Outside Services				
10-25-52100	Meetings / Conf / Training	\$3,000	\$810	\$2,000	\$2,000
10-25-52200	Membership Fees	600	193	600	500
10-25-52300	Postage	3,500	1,349	2,000	2,500
10-25-52450	Rec / Ad / Printing	3,600	1,811	2,000	3,000
10-25-52600	Communications	250	0	0	0
10-25-53200	IRMA/Insurance Deductible	1,500	0	0	0
10-25-56305	Pro Svc - Grad Residential	20,000	16,015	17,500	16,000
10-25-56307	Pro Svc - Grad Commercial	10,000	803	1,000	0
10-25-56310	Pro Svc - Grading Inpsections	25,000	2,665	3,000	3,500
10-25-56400	Pro Svc - Bldg Plan Review	75,000	60,333	35,000	40,000
10-25-56550	Pro Svc - Bldg Inspections	70,000	39,420	25,000	30,000
10-25-56600	Pro Svc - Consulting	6,000	4,310	4,500	4,000
10-25-56710	Pro Svc - Health Inspections	9,000	7,860	10,000	10,000
10-25-57650	Maint Svc - Property Maint	3,500	3,935	5,000	3,000
	Total Outside Services	\$230,950	\$139,504	\$107,600	\$114,500
	Materials & Supplies				
10-25-60100	Office Supplies	\$5,000	\$2,267	\$3,000	\$2,500
10-25-60200	Vehicle Expense	200	0	200	100
10-25-60300	Publications	1,000	141	1,000	500
10-25-61200	Safety Equipment	500	406	500	500
	Total Materials & Supplies	\$6,700	\$2,814	\$4,700	\$3,600
	Capital Outlay				
10-25-70100	Office Equipment	\$0	\$0	\$0	\$0
10-25-70200	Other Equipment	0	0	\$0	0
10-25-70300	Vehicles	0	0	\$0	0
	Total Capital Outlay	\$0	\$0	\$0	\$0
	Total Building Department	\$595,350	\$419,615	\$391,500	\$404,700

BUDGET FISCAL YEAR 2012-13

		F/Y 10 actual	F/Y 11 actual	F/Y 12 Curr Budget	F/Y 13 (proposed)
Community Development					
	Personal Services				
10-30-51100	Regular Salaries	\$194,200	\$149,301	\$151,000	\$154,058
10-30-51200	Overtime	200	0	0	0
10-30-51400	Temporary Salaries	1,500	1,840	5,400	2,500
	Total Personal Services	\$195,900	\$151,141	\$156,400	\$156,558
	Outside Services				
10-30-52100	Meetings / Conf / Training	\$1,000	\$621	\$980	\$1,450
10-30-52200	Membership Fees	800	360	400	735
10-30-52300	Postage	300	99	200	100
10-30-52400	Recording / Publishing	1,500	953	1,725	1,200
10-30-52500	Advertising / Printing	700	0	700	500
10-30-53200	IRMA/Insurance Deductible	300	0	0	0
10-30-56200	Pro Svc - Data Processing	0	0	0	0
10-30-56250	Pro Svc - Mapping	3,300	2,200	3,300	0
10-30-56300	Pro Svc - Engineering	14,000	23,522	17,000	0
10-30-56450	Pro Svc - Economic Development	15,000	2,151	5,000	15,000
10-30-56600	Pro Svc - Plan Review	2,000	5,391	4,000	7,500
10-30-56900	Pro Svc - Marketing	0	0	0	0
10-30-56975	Misc Escrow Expense	0	22,120	0	0
	Total Outside Services	\$38,900	\$57,417	\$33,305	\$26,485
	Materials & Supplies				
10-30-60100	Office Supplies	\$1,500	\$431	\$550	\$550
10-30-60300	Publications	300	696	820	820
	Total Materials & Supplies	\$1,800	\$1,127	\$1,370	\$1,370
	Capital Outlay				
10-30-70100	Office Equipment	\$0	\$0	\$0	\$0
	Total Capital Outlay	\$0	\$0	\$0	\$0
	Total Community Devel. Dept.	\$236,600	\$209,685	\$191,075	\$184,413

BUDGET FISCAL YEAR 2012-13

		F/Y 10 actual	F/Y 11 actual	F/Y 12 Curr Budget	F/Y 13 (proposed)
Building & Grounds					
	Outside Services				
10-35-57200	Maint Svc - 127th St	0		0	0
10-35-57500	Maint Svc - V/H & Police	30,000	58,274	45,000	45,000
10-35-57505	Maint Svc - Safety Village	2,500	4,177	10,000	4,200
10-35-57510	Maint Svc - New Ave	0	1,030	0	0
10-35-57515	Maint Svc - Police Dept.	\$15,000	\$46,468	\$47,000	\$45,000
	Total Outside Services	\$47,500	\$109,949	\$102,000	\$94,200
	Materials & Supplies				
10-35-61000	Maint Supplies - V/H & Police	\$8,000	\$5,105	\$5,500	\$250
10-35-61010	Maint Supplies - Safety Village	250	0	250	3,750
10-35-61015	Maint supplies - Police Dept	5,000	2,086	2,000	2,400
	Total Materials & Supplies	\$13,250	\$7,191	\$7,750	\$6,400
	Capital Outlay				
10-35-70200	Other Equipment V/H & P/D	\$8,000	\$8,848	\$0	\$0
10-35-70220	Other Equipment - Police	0		7,500	0
	Total Capital Outlay	\$8,000	\$8,848	\$7,500	\$0
	Total Building & Grounds	\$68,750	\$125,988	\$117,250	\$100,600

BUDGET FISCAL YEAR 2012-13

		F/Y 10 actual	F/Y 11 actual	F/Y 12 Curr Budget	F/Y 13 (proposed)
Plan Commission					
	Personal Services				
10-40-51100	P/C Salaries	\$0		\$0	\$0
	Total Personal Services	\$0	\$0	\$0	\$0
	Outside Services				
10-40-52100	Meetings / Conf / Training	\$1,000	\$25	\$1,000	\$0
10-40-52300	Postage	0		0	0
10-40-52400	Recording / Publishing	0		1,000	0
	Total Outside Services	\$1,000	\$25	\$2,000	\$0
	Materials & Supplies				
10-40-60300	Publicatiions	\$200	\$0	\$200	\$0
	Total Materials & Supplies	\$200	\$0	\$200	\$0
	Total Plan Commission	\$1,200	\$25	\$2,200	\$0
	Zoning Board of Appeals				
	Personal Services				

BUDGET FISCAL YEAR 2012-13

		F/Y 10 actual	F/Y 11 actual	F/Y 12 Curr Budget	F/Y 13 (proposed)
10-45-51100	Regular Salaries	\$0		\$0	
	Total Personal Services	\$0	\$0	\$0	\$0
	Outside Services				
10-45-52100	Meetings / Conf / Training	\$0		\$0	
10-45-52300	Postage	0		0	
10-45-52400	Recording / Public Notices	0		0	
	Total Outside Services	\$0	\$0	\$0	\$0
	Total Zoning Board of Appeals	\$0	\$0	\$0	\$0

BUDGET FISCAL YEAR 2012-13

		F/Y 10 actual	F/Y 11 actual	F/Y 12 Curr Budget	F/Y 13 (proposed)
Police Commission					
	Outside Services				
10-50-52100	Meetings / Conf / Training	\$800	\$365	\$400	\$500
10-50-52200	Membership Fees	450	375	400	\$400
10-50-52450	Rec / Ad / Printing	1,000		200	\$0
10-50-56400	Prof Svc - Legal	500		1,000	\$0
10-50-56700	Prof Svc - Testing	4,000		0	\$5,000
	Total Outside Services	\$6,750	\$740	\$2,000	\$5,900
	Materials & Supplies				
10-50-60100	Office Supplies	\$0	\$5	\$0	\$100
	Total Materials & Supplies	\$0	\$5	\$0	\$100
	Total Police Commission	\$6,750	\$745	\$2,000	\$6,000

BUDGET FISCAL YEAR 2012-13

		F/Y 10 actual	F/Y 11 actual	F/Y 12 Curr Budget	F/Y 13 (proposed)
Downtown Commission					
Outside Services					
10-53-52300	HC - Postage	\$100	\$0	\$100	\$100
10-53-52301	FSE - Postage	400	539	500	500
10-53-52650	HC - Services	0		0	0
10-53-58000	FSE - Services	25,000	14,702	21,000	22,710
10-53-58001	Quarryman - Svc	20,000	17,907	21,000	21,000
10-53-58500	EDC - Services	2,000	2,229	5,000	7,500
Total Outside Services		\$47,500	\$35,377	\$47,600	\$51,810
Materials & Supplies					
10-53-60110	HC - Operating Supplies	\$11,000	\$3,359	\$6,200	\$11,330
10-53-68010	P.A.A.L. Expenses	5,000	4,259	\$2,500	3,000
Total Materials & Supplies		\$16,000	\$7,618	\$8,700	\$14,330
Capital Outlay					
10-53-70400	HC - Canal Improvements	\$0		\$0	\$0
Total Capital Outlay		\$0	\$0	\$0	\$0
Total Downtown Commission		\$63,500	\$42,995	\$56,300	\$66,140

BUDGET FISCAL YEAR 2012-13

		F/Y 10 actual	F/Y 11 actual	F/Y 12 Curr Budget	F/Y 13 (proposed)
Historic District Commission					
	Outside Services				
10-58-52100	Meetings / Conf / Training	\$200		\$200	\$200
10-58-52200	Membership Fees	50		50	50
10-58-52300	Postage	50	198	50	50
10-58-52450	Rec / Adv / Printing	125		125	125
10-58-56600	Prof Svc - Consulting	0		0	0
	Total Outside Services	\$425	\$198	\$425	\$425
	Materials & Supplies				
10-58-60110	Operating Supplies - Signage	\$1,800		\$1,800	\$1,800
	Total Materials & Supplies	\$1,800	\$0	\$1,800	\$1,800
	Total Historic Dist. Commiss.	\$2,225	\$198	\$2,225	\$2,225

BUDGET FISCAL YEAR 2012-13

		F/Y 10 actual	F/Y 11 actual	F/Y 12 Curr Budget	F/Y 13 (proposed)
L.E.M.A.					
	Personnel Services				
10-60-51100	Regular Salaries	19,000	19,465	\$15,000	17,000
	Total Personnel Services	\$19,000	\$19,465	\$15,000	\$17,000
	Outside Services				
10-60-52100	Meetings / Conf / Training	\$2,145	\$1,252	\$1,200	\$1,645
10-60-52200	Memberships	200	165	100	275
10-60-52300	Postage	50	22	15	50
10-60-52500	Advertising / Printing	200	0	100	200
10-60-52600	Communications	4,525	173	275	275
10-60-57000	Maint Svc - Equipment	4,500	1,409	3,000	2,500
	Total Outside Services	\$11,620	\$3,021	\$4,690	\$4,945
	Materials & Supplies			\$450	
10-60-60100	Office Supplies	\$1,000	\$13	600	\$1,000
10-60-61200	Safety Equipment	2,000	895	50	1,000
10-60-61300	Tools & Hardware	100	44	600	100
10-60-61400	Uniforms	2,000	828	1,200	1,200
	Total Materials & Supplies	\$5,100	\$1,780	\$2,900	\$3,300
	Capital Outlay				
10-60-70200	Other Equipment	\$0		\$60,000	\$0
10-60-70300	Vehicles	0		\$0	0
	Total Capital Outlay	\$0	\$0	\$60,000	\$0
	Total L.E.M.A.	\$35,720	\$24,266	\$82,590	\$25,245

BUDGET FISCAL YEAR 2012-13

		F/Y 10 actual	F/Y 11 actual	F/Y 12 Curr Budget	F/Y 13 (proposed)
Oder Alert Network					
	Personal Services				
10-61-51100	Regular Salaries	\$0		\$1,500	\$3,000
	Total Personal Services	\$0	\$0	\$1,500	\$3,000
	Outside Services				
10-61-52300	Postage	\$0		\$0	\$0
10-61-52500	Advertising / Printing	0		0	0
10-61-56600	Pro Svc - Consulting	0		22,000	15,000
	Total Outside Services	\$0	\$0	\$22,000	\$15,000
	Materials & Supplies				
10-61-60100	Office Supplies	\$0		\$20	\$0
	Total Materials & Supplies	\$0	\$0	\$20	\$0
	Total Oder Alert Network	\$0	\$0	\$23,520	\$18,000

BUDGET FISCAL YEAR 2012-13

		F/Y 10 actual	F/Y 11 actual	F/Y 12 Curr Budget	F/Y 13 (proposed)
Environmental Commission					
	Personal Services				
10-65-51100	Regular Salaries	\$100		\$0	\$0
	Total Personal Services	\$100	\$0	\$0	\$0
	Outside Services				
10-65-52300	Postage	\$100		\$100	\$100
10-65-52500	Advertising / Printing	200		200	200
10-65-53600	Public Relations	3,000	3,892	3,000	3,000
	Total Outside Services	\$3,300	\$3,892	\$3,300	\$3,300
	Materials & Supplies				
10-65-60100	Office Supplies	\$200		\$200	\$200
	Total Materials & Supplies	\$200	\$0	\$200	\$200
	Total Environmental Comm	\$3,600	\$3,892	\$3,500	\$3,500

BUDGET FISCAL YEAR 2012-13

	F/Y 10 actual	F/Y 11 actual	F/Y 12 Curr Budget	F/Y 13 (proposed)
Video Access League				
10-70-70200 Capital Outlay				
Other Equipment	\$8,500	\$8,885	\$9,000	\$9,000
Total Capital Outlay	\$8,500	\$8,885	\$9,000	\$9,000
Total Video Access League	\$8,500	\$8,885	\$9,000	\$9,000

BUDGET FISCAL YEAR 2012-13

		F/Y 10 actual	F/Y 11 actual	F/Y 12 Curr Budget	F/Y 13 (proposed)
General Accounts					
	Outside Services				
10-90-52250	Bank Charges	\$0	\$9,068	\$9,000	\$9,000
10-90-53100	Health / Life Insurance	870,000	754,587	765,000	775,000
10-90-53200	IRMA / Insurance Deductible	8,800	9,753	10,000	10,000
10-90-53300	IRMA / Insurance Premium	385,000	300,527	283,190	280,000
10-90-53600	Public Relations	0		0	0
10-90-53700	Recognition Dinner	5,000	2,948	4,034	4,000
10-90-53900	Telephone Expense	96,000	81,737	80,000	75,000
10-90-54000	Unemployment Insurance	4,000	5,581	0	0
10-90-54250	Leases	3,000	3,276	3,400	3,400
10-90-56000	Pro Svc - Appraisal	10,000	3,800	0	5,000
10-90-56100	Pro Svc - Audit	33,000	27,410	28,000	32,000
10-90-56400	Pro Svc - Legal				0
10-90-56410	Pro Svc - Legal Corporate	40,000	116,261	100,000	75,000
10-90-56420	Pro Svc - Legal Adjudication	0	0	12,000	12,000
10-90-56430	Pro Svc - Legal Prosecution	0	0	18,000	18,000
10-90-56440	Pro Svc - Legal Labor	0	0	10,000	10,000
10-90-56500	Pro Svc - Medical	4,500	5,507	5,000	5,000
10-90-56600	Pro Svc - Consulting	20,000	89,360	50,000	20,000
10-90-56700	Pro Svc- Marketing			-	12,500
10-90-57000	Maint Svc - Equipment	0	785	0	0
10-90-57010	Suggestion Awards/Empl Relations	0	1,675	0	0
10-90-57900	Special Census	0		0	0
10-90-58100	Developer Incentives	1,000	10,670	5,000	7,000
	Total Outside Services	\$1,480,300	\$1,422,945	\$1,382,624	\$1,352,900
	Materials & Supplies				
10-90-60601	Misc Grant Expenses	\$0	\$0	\$5,000	\$0
10-90-61600	Festival Expenses	10,000	10,000	11,000	\$11,000
	Total Materials & Supplies	\$10,000	\$10,000	\$16,000	\$11,000
	Capital Outlay				
10-90-70100	Office Equipment	\$20,000	\$12,404	\$15,000	\$12,000
	Total Capital Outlay	\$20,000	\$12,404	\$15,000	\$12,000
	Interfund Transfers Out				
10-90-80140	To Debt Service Fund	\$502,313	\$515,125	\$515,000	\$515,000
10-90-80500	To IMRF Fund	4,700	4,500	5,000	0
10-90-80800	To General Capital Improv Fund	71,500	30,000	30,000	30,000
10-90-80820	To Police Building Fund	0	0	0	0
10-90-80900	To Police Pension Fund	459,000	502,777	500,000	500,000
	Total Interfund Transfers Out	\$1,037,513	\$1,052,402	\$1,050,000	\$1,045,000
	Total General Accounts	\$2,547,813	\$2,497,751	\$2,463,624	\$2,420,900
	Total Gen. Fund Expenses	\$9,152,310	\$8,264,872	\$8,524,617	\$8,295,297
	Total General Fund Revenue	\$8,399,310	\$7,631,012	\$9,479,222	\$8,501,020
	Total Gen. Fund Expenses	\$9,152,310	\$8,264,872	\$8,524,617	\$8,295,297
	Difference	(\$753,000)	(\$633,860)	\$954,605	\$205,723

BUDGET FISCAL YEAR 2012-13

		F/Y 10 actual	F/Y 11 actual	F/Y 12 Curr Budget	F/Y 13 (proposed)
Debt Service Fund			No prior per adj		
Revenue					
14-00-48100	Other Income				
	Interest	\$2,500	\$8	\$500	\$100
	Total Other Income	\$2,500	\$8	\$500	\$100
Interfund Transfers In					
14-00-49100	From General Fund	\$502,313	\$515,125	\$515,000	\$515,000
14-00-49450	From Road Improvement Fund	887,890	946,935	732,030	657,781
14-00-49820	From Police Station Building Fund	0	79,732	0	0
	Total Interfund Transfers In	\$1,390,203	\$1,541,792	\$1,247,030	\$1,172,781
7,185	Total Revenue	\$1,392,703	\$1,541,800	\$1,247,530	\$1,172,881
(250)					
6,935	Expenses				
Outside Services					
14-00-56950	Bond Fees	\$2,500	\$2,307	\$3,000	\$4,000
	Total Outside Services	\$2,500	\$2,307	\$3,000	\$4,000
Interfund Transfers Out					
14-00-80250	To W & S Capital Improvement Fund	\$0	\$0	\$0	\$0
14-00-80810	To Public Works Building Fund	0	0	0	0
	Total Interfund Transfers Out	\$0	\$0	\$0	\$0
Debt Service					
14-00-82100	2000A Road Imp Bond Principal	\$385,000	\$410,000	\$0	\$0
14-00-82200	2000A Road Imp Bond Interest	40,745	21,013	0	0
14-00-82510	2004 Sales Tax Rev LRM Bond Principal	295,000	320,000	345,000	370,000
14-00-82520	2004 Sales Tax Rev LRM Bond Interest	88,138	76,780	63,500	48,838
14-00-82530	2005 ARS Project Bond Prinicipal	65,000	65,000	65,000	70,000
14-00-82540	2005 ARS Project Bond Interest	54,175	52,095	50,015	47,773
14-00-82550	2007 ARS Police Bldg Bond Principal	25,000	30,000	200,000	205,000
14-00-82560	2007 ARS Police Bldg Bond Interest	305,575	304,750	303,760	295,760
14-00-82570	2008 ARS Police Bldg Bond Principal	55,000	55,000	55,000	60,000
14-00-82580	2008 ARS Police Bldg Bond Interest	76,570	74,920	73,270	71,510
	Tollway Payment	0	50,000	100,000	0
	Total Debt Service	\$1,390,203	\$1,459,558	\$1,255,545	\$1,168,881
	Total Expenses	\$1,392,703	\$1,461,865	\$1,258,545	\$1,172,881
Total Revenue		\$1,392,703	\$1,541,800	\$1,247,530	\$1,172,881
Total Expenses		\$1,392,703	\$1,461,865	\$1,258,545	\$1,172,881
Difference		\$0	\$79,935	(\$11,015)	\$0

BUDGET FISCAL YEAR 2012-13

		F/Y 10 actual	F/Y 11 actual	F/Y 12 Curr Budget	F/Y 13 (proposed)
<u>Working Cash Fund</u>					
Revenue					
15-00-41700	Real Estate Taxes Working Cash	\$65,000	\$4,066	\$2,500	\$0
	Total Real Estate Taxes	\$65,000	\$4,066	\$2,500	\$0
15-00-48100	Other Income Interest	\$12,000	\$3,744	\$3,000	\$250
	Total Other Income	\$12,000	\$3,744	\$3,000	\$250
	Total Revenue	\$77,000	\$7,810	\$5,500	\$250
Expenses					
15-00-80100	Interfund Transfers Out To General Fund	\$12,000	\$3,744	\$3,000	\$250
	Total Interfund Transfers Out	\$12,000	\$3,744	\$3,000	\$250
	Total Expenses	\$12,000	\$3,744	\$3,000	\$250
	Total Revenue	\$77,000	\$7,810	\$5,500	\$250
	Total Expenses	\$12,000	\$3,744	\$3,000	\$250
	Difference	\$65,000	\$4,066	\$2,500	\$0

BUDGET FISCAL YEAR 2012-13

		F/Y 10 actual	F/Y 11 actual	F/Y 12 Curr Budget	F/Y 13 (proposed)
<u>T.I.F. Fund</u>					
Revenues					
17-00-40005	Reallocated P/Y Funds	\$90,668		\$0	\$0
	Real Estate Taxes				
17-00-41750	T.I.F. District	\$590,000	\$989,422	\$990,000	\$1,140,000
	Total Real Estate Taxes	\$590,000	\$989,422	\$990,000	\$1,140,000
Other Income					
17-00-48100	Interest	\$12,000	\$843	\$500	\$250
17-00-48500	Misc Income	\$0	\$0	0	\$0
17-00-47700	Engr / Main Street Project	0	35,220	0	0
17-00-47710	Engr / Const Reimb - Canal St	0		0	0
	Total Other Income	\$12,000	\$36,063	\$500	\$250
Total T.I.F. Revenues		\$692,668	\$1,025,485	\$990,500	\$1,140,250

BUDGET FISCAL YEAR 2012-13

		F/Y 10 actual	F/Y 11 actual	F/Y 12 Curr Budget	F/Y 13 (proposed)
T.I.F. Administrative Expenses					
	Personal Services				
17-00-51100	Regular Salaries	\$45,000	\$45,627	\$46,125	\$46,800
17-00-51850	FICA / IMRF	8,000	8,417	8,050	8,799
	Total Personal Services	\$53,000	\$54,044	\$54,175	\$55,599
	Outside Services				
17-00-52200	Memberships	\$375		\$375	\$375
17-00-52300	Postage	50	596	50	50
17-00-52450	Rec / Ad / Printing	300	2,676	0	0
17-00-56100	Prof Svc - Audit	5,000	3,500	2,500	2,500
17-00-56800	Prof Svc - Planning/Arch	0	18,000	(10,000)	0
17-00-56900	Prof Svc - TIF Marketing	7,000	29,481	35,000	25,000
17-00-56950	Prof Svc - Bond Fees	1,200	1,020	1,200	1,200
	Total Outside Services	\$13,925	\$55,273	\$29,125	\$29,125
	Canal				
17-00-57405	Maint Svc - Canal	\$0	\$4,200	\$0	\$20,000
	Total Canal	\$0	\$4,200	\$0	\$0
	Materials & Supplies				
17-00-60100	Office Supplies	\$0		\$0	\$0
	Total Materials & Supplies	\$0	\$0	\$0	\$0
	Capital Outlay				
17-00-70700	Construction	\$0		\$19,000	\$20,000
	Total Outlay	\$0	\$0	\$19,000	\$20,000
	Interfund Transfers Out				
17-00-80300	To T.I.F. Canal Dist. Fund	\$0		\$100,000	\$27,000
	Total Interfund Transfers Out	\$0	\$0	\$100,000	\$27,000
	Total T.I.F. Admin, Expenses	\$66,925	\$113,517	\$202,300	\$131,724

BUDGET FISCAL YEAR 2012-13

		F/Y 10 actual	F/Y 11 actual	F/Y 12 Curr Budget	F/Y 13 (proposed)
T.I.F. Capital Expenses					
17-11-	Bridge Repairs				
17-11-	Engineering	\$50,000	\$30,184	\$0	\$0
17-11-	Construction	0	400,037	14,000	\$75,000
	Total Talcott Street Improvements	\$50,000	\$430,221	\$14,000	\$75,000
Dumpster Enclosure					
17-11-	Engineering	\$0	\$49,716	\$1,500	\$0
17-11-	Construction	0	68,015	0	\$20,000
	Total Main Street Improvements	\$0	\$117,731	\$1,500	\$20,000
Signage / Design Grants					
17-11-567200	Construction	\$0	\$13,550	\$25,000	\$20,000
	Total Signage / Design Grants	\$0	\$13,550	\$25,000	\$20,000
Canal / Lemont Street Parking					
17-11-571100	Engineering	\$0	\$0	\$5,000	\$0
17-11-571200	Construction	\$0	\$27,084	\$40,000	\$0
	Total Canal / Lemont Street Parking	\$0	\$27,084	\$45,000	\$0
Stephen St Lot					
17-11-572100	Engineering	\$0	\$0	\$5,000	\$0
17-11-572200	Construction	0	0	20,000	\$0
	Total Stephen St Lot	\$0	\$0	\$25,000	\$0
Illinois Street					
17-11-581100	Engineering	\$0	\$1,333	\$55,000	\$65,000
	Total Illinois Street	\$0	\$1,333	\$55,000	\$65,000
Debt Service					
17-11-82010	Talcott Loan Principal	\$0	\$0	\$0	\$0
17-11-82020	Talcott Loan Interest	0	0	0	0
17-11-82425	2005 Ref Bond Principal	405,000	420,000	435,000	495,000
17-11-82430	2005 Ref Bond Interest	114,743	100,972	86,273	70,613
17-11-82500	Senior Housing Senior Bond	56,000	38,599	38,000	64,000
17-11-82600	Senior Housing Junior Lein	0	0	1,000	1,000
	Total Debt Service	\$575,743	\$559,571	\$560,273	\$630,613
Total Capital Expenses		\$625,743	\$1,149,490	\$725,773	\$810,613
Tot T.I.F. Expenses		\$692,668	\$1,263,007	\$928,073	\$942,337
Total T.I.F. Revenues		\$692,668	\$1,025,485	\$990,500	\$1,140,250
Total T.I.F. Expenses		\$692,668	\$1,263,007	\$928,073	\$942,337
Difference		\$0	(\$237,522)	\$62,427	\$197,913

BUDGET FISCAL YEAR 2012-13

	F/Y 10 actual	F/Y 11 actual	F/Y 12 Curr Budget	F/Y 13 (proposed)
<u>Water & Sewer Fund</u>				
Revenues				
22-00-40005	Reallocated P/Y Funds	\$0	\$0	\$0
	Charges for Service			
22-00-45100	Fines	\$0	(\$1,766)	\$0
22-00-46210	Cell Tower Lease	60,100	74,289	64,000
22-00-46300	Developer Reimb / B-Box Reinsp	2,000	560	1,000
22-00-46400	Water Usage	3,120,000	2,856,592	3,000,000
22-00-46401	Water Penalty	37,500	34,775	35,000
22-00-46500	Meter Fees	31,500	25,467	20,000
22-00-46550	Sewer Charges	520,700	868,741	875,000
22-00-46551	Sewer Penalty	7,200	11,313	12,500
22-00-46630	Turn-on Fee	50	236	300
22-00-46650	Metered Water Use (hydrant)	12,100	7,664	5,000
	Total Charges for Service	\$3,791,150	\$3,877,871	\$4,007,800
	Other Income			
22-00-48100	Interest	\$12,000	\$5,189	\$600
22-00-48300	Sale of Village Property	0	0	0
22-00-48420	Build America Bond Tax Rebate		113,360	115,000
22-00-48500	Miscellaneous Income	1,200	5,505	600
	Total Other Income	\$13,200	\$10,694	\$114,560
	Total Revenues	\$3,804,350	\$3,888,565	\$4,123,900

BUDGET FISCAL YEAR 2012-13

		F/Y 10 actual	F/Y 11 actual	F/Y 12 Curr Budget	F/Y 13 (proposed)
Water Expenses					
	Personal Services				
22-05-51100	Regular Salaries	\$785,600	\$0	\$0	\$0
22-05-51200	Overtime	45,000	0	0	0
22-05-51400	Temporary Salaries	15,000	0	0	0
	Total Personal Services	\$845,600	\$0	\$0	\$0
	Outside Services				
22-05-52100	Meetings / Conf / Training	\$2,000	\$590	\$2,000	\$1,000
22-05-52200	Membership Fees	1,000	325	500	350
22-05-52250	Bank Charges	8,000	0	0	0
22-05-52300	Postage	16,000	23,416	23,000	25,000
22-05-52450	Rec / Ad / Print	5,000	4,913	5,500	5,500
22-05-52550	Newsletter	500	0	500	0
22-05-52600	Communications	2,000	0	1,000	0
22-05-54300	Dumping Fees	22,000	3,041	7,500	7,500
22-05-54400	Electricity / Gas / Phone	340,000	278,095	300,000	265,000
22-05-56200	Pro Svc - Data Processing	1,000	1,279	1,000	3,500
22-05-56300	Pro Svc - Engineering	0	5,440	4,500	3,500
22-05-56700	Pro Svc - Testing	8,000	7,817	15,000	9,000
22-05-57000	Maint Svc - Equipment	100,000	540	25,000	80,000
22-05-58000	Maint Svc - Softener	15,000	184	9,000	4,500
22-05-58100	Maint Svc - Water System	14,000	24,919	15,000	25,000
22-05-58200	Build Illinois Loan Payment	77,000	0	0	0
22-05-58350	Bad Debts Expense - Water	0	6,486	0	0
	Total Outside Services	\$611,500	\$357,045	\$409,500	\$429,850
	Materials & Supplies				
22-05-60100	Office Supplies	\$3,000	\$5,088	\$7,000	\$9,000
22-05-60850	Maint Supplies - Water System	10,000	13,272	12,500	11,000
22-05-60950	Maint Supplies - Wells	4,000	2,900	4,000	3,500
22-05-61050	Maint Supplies - Softener	115,000	100,708	75,000	70,000
22-05-61200	Safety Equipment	1,000	353	1,000	500
22-05-61300	Tools & Hardware	4,000	1,988	2,000	500
22-05-61400	Uniforms	5,000	3,529	5,000	5,000
	Total Materials & Supplies	\$142,000	\$127,838	\$106,500	\$99,500
	Capital Outlay				
22-05-70100	Office Equipment	\$0	\$1,311	\$4,700	\$4,700
22-05-70200	Other Equipment	59,000	83,156	63,000	155,000
22-05-70300	Vehicles	110,000	100,640	87,000	0
	Total Capital Outlay	\$169,000	\$185,107	\$154,700	\$159,700
	Total Water Expenses	\$1,768,100	\$669,990	\$670,700	\$689,050

BUDGET FISCAL YEAR 2012-13

	F/Y 10 actual	F/Y 11 actual	F/Y 12 Curr Budget	F/Y 13 (proposed)
Sewer Expenses				
Outside Services				
22-10-54150 Utility Exp - Lift Station	\$24,000	\$27,348	\$23,000	\$22,000
22-10-56300 Pro Svc - Engineering	7,000	35,071	18,000	25,000
22-10-57050 Maint Svc - Sewer System	45,000	49,257	75,000	70,000
22-10-57150 Maint Svc - Lift Station	35,000	26,009	30,000	40,000
22-10-58300 MWRD User Fee	15,000	13,379	15,000	13,000
22-10-58305 Bad Debts Expense - Sewer	0	2,780	0	0
Total Outside Services	\$126,000	\$153,844	\$161,000	\$170,000
Materials & Supplies				
22-10-60650 Maint Supplies - Sewer	\$14,000	\$4,718	\$10,000	\$12,000
22-10-61300 Tools & Hardware	0	0	0	0
Total Materials & Supplies	\$14,000	\$4,718	\$10,000	\$12,000
Total Sewer Expenses	\$140,000	\$158,562	\$171,000	\$182,000

BUDGET FISCAL YEAR 2012-13

		F/Y 10 actual	F/Y 11 actual	F/Y 12 Curr Budget	F/Y 13 (proposed)
W&S Gen. Account Expenses					
	Personal Services				
22-15-51100	Regular Salaries	\$0	\$687,774	\$647,000	\$647,000
22-15-51200	Overtime	0	36,905	33,000	36,000
22-15-51400	Temporary Salaries	0	21,919	18,000	22,000
	Total Personal Services	\$0	\$746,598	\$698,000	\$705,000
	Outside Services				
22-15-52250	Bank Charges	\$0	\$8,801	\$9,400	\$0
22-15-53100	Health / Life Insurance	170,000	230,774	236,000	230,000
22-15-54110	NDPES	10,000	10,290	10,000	10,000
22-15-56000	Pro Svc - Appraisal	5,000	0	2,000	2,000
22-15-56010	GASB 34	0	0	0	0
22-15-56110	Geographic Info System	0	7,816	10,000	0
22-15-58010	Pro Svc - Other Projects	25,000	18,000	10,000	5,000
	Total Outside Services	\$210,000	\$275,681	\$277,400	\$247,000
22-15-80100	To General Fund Reimbursement	\$753,000	\$775,000	\$1,050,000	\$830,000
	Interfund Transfers Out				
22-15-80230	To W&S Alt Rev Bond	675,395	668,195	803,955	1,027,511
22-15-80250	To W&S Cap Improv Fund	0	195,000	371,000	280,000
22-15-80350	To Gateway TIF Fund (change to SSA)	0	35,000	35,000	85,000
22-15-80450	To Road Improvement Fund	120,000	0	0	0
22-15-80800	To Gen Cap Improv Fund	50,000	53,349	50,000	50,000
22-15-80810	To Public Works Building Fund	0	0	0	0
	Total Interfund Transfers Out	\$1,598,395	\$1,726,544	\$2,309,955	\$2,272,511
	Reserve for Reclassifications & increases	\$0	\$0	\$0	\$0
	Total W&S Gen. Account Exp.	\$1,808,395	\$2,748,823	\$3,285,355	\$3,224,511
	Total Water & Sewer Exp	\$3,716,495	\$3,577,375	\$4,127,055	\$4,095,561
	Total Water & Sewer Revenue	\$3,804,350	\$3,888,565	\$4,127,360	\$4,123,900
	Total Water & Sewer Expenses	\$3,716,495	\$3,577,375	\$4,127,055	\$4,095,561
	Difference	\$87,855	\$311,190	\$305	\$28,339

BUDGET FISCAL YEAR 2012-13

	F/Y 10 actual	F/Y 11 actual	F/Y 12 Curr Budget	F/Y 13 (proposed)
<u>W&S Alternate Rev.Bond Fund</u>				
Revenue				
23-00-48100				
	\$1,100	\$73	\$100	\$100
	\$1,100	\$73	\$100	\$100
23-00-49270	\$0	\$0	\$225,203	0
23-00-49220	675,395	668,195	803,955	\$1,027,514
	\$675,395	\$668,195	\$1,029,158	\$1,027,514
Total Revenue	\$676,495	\$668,268	\$1,029,258	\$1,027,614
Expenses				
23-00-56950				
	\$1,100	\$1,070	\$1,600	\$1,600
	\$1,100	\$1,070	\$1,600	\$1,600
23-00-82101	\$250,000	\$260,000	\$270,000	\$275,000
23-00-82102	204,140	196,765	188,705	179,795
	0	0	0	0
23-00-82202	0	77,597	338,563	352,263
23-00-82205	175,000	170,000	195,000	190,000
23-00-82210	46,255	40,830	35,390	28,956
	\$675,395	\$745,192	\$1,027,658	\$1,026,014
Total W&S A.R.S. Bond Exp	\$676,495	\$746,262	\$1,029,258	\$1,027,614
Total W&S A.R.S. Bond Rev	\$676,495	\$668,268	\$1,029,258	\$1,027,614
Total W&S A.R.S. Bond Exp	\$676,495	\$746,262	\$1,029,258	\$1,027,614
Difference	\$0	(\$77,994)	(\$0)	\$0

BUDGET FISCAL YEAR 2012-13

		F/Y 10 actual	F/Y 11 actual	F/Y 12 Curr Budget	F/Y 13 (proposed)
<u>W&S Capital Improvement Fund</u>					
Revenues					
25-00-40005	Reallocated P/Y Funds	\$102,000	\$0	\$4,150,739	\$0
Revenues					
Charges for Service					
25-00-46450	Connection Fee - Water	\$115,000	\$98,700	\$100,000	\$110,000
25-00-46600	Connection Fee - Sewer	68,000	73,640	65,000	70,000
	Total Charges for Service	\$183,000	\$172,340	\$165,000	\$180,000
Other Income					
25-00-48100	Interest	\$3,000	\$2,164	\$0	\$0
25-00-48350	Developer Contributions	0	8,000	140,622	0
25-00-47706	Warner Eureka Grant #1	0	98,460	0	0
25-00-47707	Warner Eureka Grant #2	0	200,000	0	0
25-00-48505	CBDG / Watermain	100,000	100,000	120,000	100,000
	Misc Income	0	0	8,000	0
	Total Other Income	\$103,000	\$408,624	\$268,622	\$100,000
Interfund Transfers In					
25-00-49140	From Debt Service Fund	\$0	\$0	\$0	\$0
25-00-49220	From W&S Operation & Maint	0	195,000	371,000	280,000
25-00-49450	From Road Improvement Fund	0	0	0	0
	Total Interfund Transfers In	\$0	\$195,000	\$371,000	\$280,000
	Total Revenues	\$388,000	\$775,964	\$4,955,361	\$560,000

BUDGET FISCAL YEAR 2012-13

		F/Y 10 actual	F/Y 11 actual	F/Y 12 Curr Budget	F/Y 13 (proposed)
Expenses					
	Logan Water Main Replacement				
25-00-	Engineering	\$0	\$0	\$0	\$20,000
25-00-	Construction	\$0	\$0	\$0	\$165,000
	Total Logan	\$0	\$0	\$0	\$185,000
	McCarthy - CDBG				
25-00-549100	Engineering	\$0	\$18,126	\$0	\$38,000
25-00-549200	Construction	146,000	231,831	0	330,000
	Total				\$368,000
Total W&S Cap Imp Exp					\$553,000
Total W&S Cap Imp Rev		\$388,000	\$775,964	\$4,955,361	\$560,000
Total W&S Cap Imp Exp		\$0	\$0	\$0	\$553,000
Difference		\$388,000	\$775,964	\$4,955,361	\$7,000

BUDGET FISCAL YEAR 2012-13

		F/Y 10 actual	F/Y 11 actual	F/Y 12 Curr Budget	F/Y 13 (proposed)
<u>Downtown Canal Dist. T.I.F.</u>					
Revenues					
30-00-40005	Reallocated P/Y Funds	\$170,033	\$0	\$92,000	\$0
30-00-41755	Real Estate Taxes T.I.F. Canal District Total Real Estate Taxes	\$100,000	\$104,888	\$182,000	\$300,000
30-00-48100	Other Income Interest	\$10,000	\$257	\$1,000	\$0
30-00-48600	Developer Contribution Bond Proceeds Total Other Income	\$0 0	\$0 0	\$65,000 0	\$0 0
30-00-49170	Interfund Transfers In From T.I.F. Downtown Fund Total Interfund Transfers In	\$0 \$0	\$0 \$0	\$100,000 \$100,000	\$27,000 \$27,000
Total D/T Canal Dist. Revenues		\$280,033	\$105,145	\$440,000	\$327,000
Expenses					
30-00-52450	Outside Services Rec / Adv / Printing	\$0	\$0	\$0	\$0
30-00-56100	Pro Svc - Audit	0	\$2,500	1,000	\$1,000
30-00-56950	Bond Fees	0	990	1,000	1,000
30-00-57010	Pro Svc - Design Total Outside Services	0	960	0	0
30-11-516100	River / Front Street Engineering	\$0	\$0	\$0	\$0
30-11-516200	Construction Total Outside Services	28,000	0	0	0
30-11-517100	Parking Garage Engineering	\$0	\$630	\$0	\$0
30-11-517200	Construction Total Parking Garage	0	0	35,000	0
30-11-82301	Debt Service 2007 Canal Bond Principal	\$95,000	\$95,000	\$100,000	\$105,000
30-11-82302	2007 Canal Bond Interest	117,033	113,328	\$109,575	105,025
30-11-82304	2010 Canal TIF P&I Total Debt Service	0	47,034	\$68,830	113,830
30-11-70200	Capital Outlay Other Equipment	\$40,000	\$0	\$0	\$0
30-11-70700	Construction Total Capital Outlay	0	0	\$125,000	0
Total Expenses		\$280,033	\$260,442	\$440,405	\$325,855
Total Revenues		\$280,033	\$105,145	\$440,000	\$327,000
Total Expenses		\$280,033	\$260,442	\$440,405	\$325,855
Difference		\$0	(\$155,297)	(\$405)	\$1,145

BUDGET FISCAL YEAR 2012-13

		F/Y 10 actual	F/Y 11 actual	F/Y 12 Curr Budget	F/Y 13 (proposed)
Gateway T.I.F.					
Revenues					
34-00-40005	Reallocated P/Y Funds	\$0	\$0	\$0	\$0
34-00-41756	Real Estate Taxes Gateway TIF District	\$0	\$74,008	\$100,000	\$100,000
	Total Real Estate Taxes	\$0	\$74,008	\$100,000	\$100,000
34-00-48100	Other Income Interest	\$0	\$20	\$0	\$0
	Total Other Income	\$0	\$20	\$0	\$0
	Total Revenues	\$0	\$74,028	\$100,000	\$100,000
Expenses					
34-00-56100	Outside Service Pro Svc - Audit	\$0	\$1,000	\$0	\$0
34-00-56600	Pro Svc - Consulting	0	4,163	30,000	50,000
34-00-56950	Bond Fees	0	0	0	0
	Total Outside Services	\$0	\$5,163	\$30,000	\$50,000
34-00-70700	Capital Outlay Construction	\$0	\$0	\$50,000	\$0
	Total Capital outlay	\$0	\$0	\$50,000	\$0
34-00-80350	Interfund Transfers Out SSA #1 - Fund 35	\$0	\$146,075	\$0	\$0
	Total Transfers Out	\$0	\$146,075	\$0	\$0
	Total Expenses	\$0	\$151,238	\$80,000	\$50,000
	Total Revenues	\$0	\$74,028	\$100,000	\$100,000
	Total Expenses	\$0	\$151,238	\$80,000	\$50,000
	Difference	(\$0)	(\$77,210)	\$20,000	\$50,000

BUDGET FISCAL YEAR 2012-13

		F/Y 10 actual	F/Y 11 actual	F/Y 12 Curr Budget	F/Y 13 (proposed)
SSA #1					
Revenues					
35-00-40005	Reallocated P/Y Funds	\$0	\$0	\$0	\$0
35-00-41757	Real Estate Taxes SSA #1	\$0	\$198,689	\$56,000	\$65,000
	Total Real Estate Taxes	\$0	\$198,689	\$56,000	\$65,000
35-00-48100	Other Income Interest	\$0	\$165	\$0	\$0
	Total Other Income	\$0	\$165	\$0	\$0
35-00-49220	Interfund Transfers In From Water & Sewer Fund	\$0	\$35,000	\$35,000	\$85,000
	From Gateway TIF	0	146,076	50,000	\$0
	Total Interfund Transfers In	\$0	\$181,076	\$85,000	\$85,000
	Total Revenues	\$0	\$379,930	\$141,000	\$150,000
Expenses					
35-00-56950	Outside Service Bond Fees	\$0	\$475	\$1,000	\$1,000
35-00-58100	Developer Incentives	0	10,626	0	\$0
	Total Outside Services	\$0	\$11,101	\$1,000	\$1,000
35-00-82313	Debt Service Payments Principal	\$0	\$65,000	\$65,000	\$70,000
35-00-82314	Interest	0	78,126	\$74,713	71,300
	Total Debt Service Payments	\$0	\$143,126	\$139,713	\$141,300
	Total Expenses	\$0	\$154,227	\$140,713	\$142,300
	Total Revenues	\$0	\$379,930	\$141,000	\$150,000
	Total Expenses	\$0	\$154,227	\$140,713	\$142,300
	Difference	\$0	\$225,703	\$287	\$7,700

BUDGET FISCAL YEAR 2012-13

		F/Y 10 actual	F/Y 11 actual	F/Y 12 Curr Budget	F/Y 13 (proposed)
<u>Motor Fuel Tax Fund</u>					
Revenues					
40-00-40005	Reallocated P/Y Funds	\$0	\$0	\$0	\$145,000
40-00-43700	State Shared Revenue Allotments	\$465,200	\$512,230	\$473,000	\$385,600
	Total State Shared Revenue	\$465,200	\$512,230	\$473,000	\$385,600
	Other Income				
40-00-47700	Engineering Reimbursement	\$0	\$2,711	\$0	\$0
40-00-48100	Interest	4,500	464	4,000	\$150
40-00-48500	Misc Revenue	0	15,189	0	\$0
	Total Other Income	\$4,500	\$18,364	\$4,000	\$150
40-00-49450	Interfund Transfers In From Road Improvement Fund	\$0	\$89,669	\$0	\$0
	Total Interfund Transfers In	\$0	\$89,669	\$0	\$0
	Total Revenues	\$469,700	\$620,263	\$477,000	\$530,750
Expenses					
	Outside Services				
40-00-53000	Electricity - Street Lighting	\$0	\$29,101	\$25,000	\$25,000
40-00-56300	Pro Svc - Engineering	43,500	80,009	10,000	10,000
40-00-58150	Maint Svc - Streets	426,200	138,662	176,000	345,000
	Total Outside Services	469,700	247,772	211,000	380,000
	Materials & Supplies				
40-00-60900	Maint Supl - Street/Alleys	\$0	\$260,495	\$170,000	\$150,000
	Total Materials & Supplies	\$0	\$260,495	\$170,000	\$150,000
	Total Expenses	\$469,700	\$508,267	\$381,000	\$530,000
	Total Revenues	\$469,700	\$620,263	\$477,000	\$530,750
	Total Expenses	\$469,700	\$508,267	\$381,000	\$530,000
	Difference	\$0	\$111,996	\$96,000	\$750

BUDGET FISCAL YEAR 2012-13

		F/Y 10 actual	F/Y 11 actual	F/Y 12 Curr Budget	F/Y 13 (proposed)
<u>Road Improvement Fund</u>					
Revenues					
45-00-40005	Reallocated P/Y Revenues	\$140,000	\$0	\$105,000	\$628,000
Intergovernmental Revenue					
45-00-47700	Engr Reimb - 127th Street GRANT	\$0	\$12,475	\$0	\$0
45-00-47701	Land Acq Reimb - 127th St	0	0	0	0
45-00-47702	McCarthy Road Grant	40,000	155,259	110,250	298,686
45-00-47703	Land Acq Reimb - McCarthy Road STP	50,000	0	0	0
45-00-47704	Derby Road Grant	0	3,582	0	0
45-00-47705	State St. Grant	0	13,826	0	0
Total Intergovernmental Revenue		\$90,000	\$185,142	\$110,250	\$298,686
Other Income					
45-00-48100	Interest	\$22,000	\$1,369	\$2,000	\$0
45-00-48200	Utility Tax - Communications	793,700	705,188	710,000	710,000
45-00-48201	Utility Tax - Electric	588,500	616,123	610,000	610,000
45-00-48202	Utility Tax - Gas	387,100	272,902	300,000	275,000
45-00-48350	Developer Contributions	160,750	0	290,000	0
Total Other Income		\$1,952,050	\$1,595,582	\$1,912,000	\$1,595,000
Interfund Transfers In					
45-00-49220	From Water & Sewer Fund	\$120,000	\$0	\$0	\$0
Total Interfund Transfers In		\$120,000	\$0	\$0	\$0
Total Revenue		\$2,302,050	\$1,780,724	\$2,127,250	\$2,521,686

BUDGET FISCAL YEAR 2012-13

		F/Y 10 actual	F/Y 11 actual	F/Y 12 Curr Budget	F/Y 13 (proposed)
Expenses					
45-00-56600	Pro Svc - Consulting	\$0	\$9,712	\$0	\$0
Interfund Transfers Out					
45-00-80100	To General Fund	\$404,660	\$475,000	\$695,000	\$450,000
45-00-80140	To Debt Service Fund	887,890	946,935	732,030	657,781
45-00-80250	To W & S Capital Improvements	0	0	0	0
45-00-80400	To Motor Fuel Tax Fund	0	89,669	0	0
Total Interfund Transfers Out		\$1,292,550	\$1,511,604	\$1,427,030	\$1,107,781
Total Expenses		\$1,292,550	\$1,521,316	\$1,427,030	\$1,107,781
Road Reconstruction Program					
McCarthy Rd (STP-Ph 1)					
45-20-517100	Engineering	\$50,000	\$176,533	\$189,000	\$373,358
45-20-517200	Construction	0	0	361,350	725,352
45-20-517300	Land Acquisition	50,000	35,000	50,000	0
Total McCarthy Rd (STP - Ph 1)		\$100,000	\$211,533	\$600,350	\$1,098,710
Walker / McCarthy Traffic Signal					
45-20-520100	Engineering	\$60,000	\$41,792	\$0	\$34,220
45-20-520200	Construction	0	0	0	230,170
Total Walker / McCarthy Traffic Signas Reconstruction Projects		\$60,000	\$41,792	\$0	\$264,390
45-20-777777	Reconstruction Projects (holmes street)	0		\$0	50,000
Total Reconstruction Projects		\$0	\$0	\$0	\$50,000
Total Reconstruction Program		#REF!	#REF!	#REF!	\$1,413,100
Total Road Improv Expenses		#REF!	#REF!	#REF!	\$2,520,881
Total Road Improv Revenue		\$2,302,050	\$1,780,724	\$2,127,250	\$2,521,686
Total Road Improv Expenses		#REF!	#REF!	#REF!	\$2,520,881
Difference		#REF!	#REF!	#REF!	\$805

BUDGET FISCAL YEAR 2012-13

	F/Y 10 actual	F/Y 11 actual	F/Y 12 Curr Budget	F/Y 13 (proposed)
<u>I.M.R.F. Fund</u>				
Revenues				
50-00-41800				
Real Estate Tax				
I.M.R.F.	\$290,000	\$256,955	\$245,000	\$202,762
Total Real Estate Tax	\$290,000	\$256,955	\$245,000	\$202,762
50-00-46230				
Charges for Service				
Special Detal Reimbursement	\$300	\$852	\$0	\$1,500
Total Charges for Service	\$300	\$852	\$0	\$1,500
50-00-48100				
Other Income				
Interest	\$1,200	\$209	\$200	\$75
Total Other Income	\$1,200	\$209	\$200	\$75
50-00-49100				
Interfund Transfers In				
From General Fund (PPRT)	\$4,700	\$4,500	\$5,000	\$0
Total Interfund Transfers In	\$4,700	\$4,500	\$5,000	\$0
Total Revenues	\$296,200	\$262,516	\$250,200	\$204,337
Expenses				
50-00-52150				
Outside Services				
Village I.M.R.F. Contribution	\$277,300	\$245,108	\$241,000	\$285,600
Total Outside Services	\$277,300	\$245,108	\$241,000	\$285,600
Total I.M.R.F. Expenses	\$277,300	\$245,108	\$241,000	\$285,675
Total I.M.R.F. Revenues	\$296,200	\$262,516	\$250,200	\$204,337
Total I.M.R.F. Expenses	\$277,300	\$245,108	\$241,000	\$285,675
Difference	\$18,900	\$17,408	\$9,200	(\$81,338)

BUDGET FISCAL YEAR 2012-13

	F/Y 10 actual	F/Y 11 actual	F/Y 12 Curr Budget	F/Y 13 (proposed)
<u>Social Security Fund</u>				
Revenues				
55-00-41850				
Real Estate Tax				
Social Security	\$290,000	\$256,499	\$240,000	\$137,291
Total Real Estate Tax	\$290,000	\$256,499	\$240,000	\$137,291
55-00-46230				
Charges for Service				
Special Detail Reimbursement	\$600	\$1,814	\$0	\$500
Total Charges for Service	\$600	\$1,814	\$0	\$500
55-00-48100				
Other Income				
Interest	\$2,000	\$291	\$500	\$75
Total Other Income	\$2,000	\$291	\$500	\$75
Total Revenues	\$292,600	\$258,604	\$240,500	\$137,866
Expenses				
55-00-52150				
Outside Services				
Village Social Security Contribution	\$270,000	\$228,462	\$213,000	\$220,000
Total Outside Services	\$270,000	\$228,462	\$213,000	\$220,000
Total Expenses	\$270,000	\$228,462	\$213,000	\$220,000
Total Revenues	\$292,600	\$258,604	\$240,500	\$137,866
Total Expenses	\$270,000	\$228,462	\$213,000	\$220,000
Difference	\$22,600	\$30,142	\$27,500	(\$82,134)

BUDGET FISCAL YEAR 2012-13

	F/Y 10 actual	F/Y 11 actual	F/Y 12 Curr Budget	F/Y 13 (proposed)
<u>Parking Garage Fund</u>				
Revenues				
72-00-44200	\$0	\$50	\$0	\$0
72-00-44220	0	0	0	\$0
	\$0	\$50	\$0	\$0
72-00-46260	\$0	\$45,100	\$24,600	\$24,600
	\$0	\$45,100	\$24,600	\$24,600
72-00-48100	\$0	\$24	\$0	\$0
	\$0	\$24	\$0	\$0
	\$0	\$0		\$0
	\$0	\$0	\$0	\$0
Total Revenues	\$0	\$45,174	\$24,600	\$24,600
Expenses				
72-00-57450	\$0	\$17,283	\$16,800	\$17,000
72-00-57000	0	18,520	16,490	16,500
72-00-57550	0	0	0	0
	\$0	\$35,803	\$33,290	\$33,500
	\$0	\$0	\$0	\$0
	\$0	\$0	\$0	\$0
	\$0	\$0	\$0	\$0
	\$0	\$0	\$0	\$0
Total Expenses	\$0	\$35,803	\$33,290	\$33,500
Total Parking Garage Revenue	\$0	\$45,174	\$24,600	\$24,600
Total Parking Garage Expenses	\$0	\$35,803	\$33,290	\$33,500
Difference	\$0	\$9,371	(\$8,690)	(\$8,900)

BUDGET FISCAL YEAR 2012-13

		F/Y 10 actual	F/Y 11 actual	F/Y 12 Curr Budget	F/Y 13 (proposed)
<u>Parking Lot Account</u>			Depr Exp = 6723		
Revenues					
75-00-40005	Reallocated P/Y Funds	\$32,500	\$0	\$0	\$0
	Licenses & Permits				
75-00-44200	Parking Permits	\$30,000	\$30,680	\$31,000	\$31,000
75-00-44220	Parking Meters	43,000	43,166	43,000	43,000
	Total Licenses & Permits	\$73,000	\$73,846	\$74,000	\$74,000
	Fines				
75-00-45100	Fines	\$10,000	\$4,241	\$5,000	\$5,000
	Total Fines	\$10,000	\$4,241	\$5,000	\$5,000
	Other Income				
75-00-48100	Interest	\$2,500	\$308	\$1,000	\$25
	Total Other Income	\$2,500	\$308	\$1,000	\$25
	Total Revenues	\$118,000	\$78,395	\$80,000	\$79,025
Expenses					
	Personal Services				
75-00-51100	Regular Salaries	\$35,500	\$34,595	\$33,432	\$34,268
75-00-51850	Payroll Taxes	6,100	6,794	6,100	7,092
	Total Personal Services	\$41,600	\$41,389	\$39,532	\$41,360
	Outside Services				
75-00-52300	Postage	\$100	\$75	\$175	\$50
75-00-52500	Advertising / Printing	1,200	1,556	1,500	1,500
75-00-54150	Electricity	6,000	4,693	6,000	6,000
75-00-54250	Village Leases	3,600	3,600	3,600	3,600
75-00-57000	Maint Svc - Equipment	7,000	8,472	10,000	4,000
75-00-57350	Maint Svc - Parking Lots	5,000	1,637	3,000	3,000
75-00-57550	Maint Svc - Snow Removal	20,000	1,055	10,000	10,000
	Total Outside Services	\$42,900	\$21,088	\$34,275	\$28,150
	Materials & Supplies				
75-00-60820	Maint Supplies - Landscaping	\$1,000	\$0	\$1,000	\$0
	Total Materials & Supplies	\$1,000	\$0	\$1,000	\$0
	Capital Outlay				
75-00-70200	Other Equipment	\$2,500	\$604	\$0	\$0
75-00-70600	Engineering	0	23,183	0	0
75-00-70700	Construction	0	177,105	0	0
	Total Capital Outlay	\$2,500	\$200,892	\$0	\$0
75-00-80100	Interfund Transfers Out To General Fund	\$30,000	\$30,000	\$0	\$0
	Total Interfund Transfers Out	\$30,000	\$30,000	\$0	\$0
	Total Expenses	\$118,000	\$293,369	\$74,807	\$69,510
Total Revenues		\$118,000	\$78,395	\$80,000	\$79,025
Total Expenses		\$118,000	\$293,369	\$74,807	\$69,510
Difference		\$0	(\$214,974)	\$5,193	\$9,515

BUDGET FISCAL YEAR 2012-13

		F/Y 10 actual	F/Y 11 actual	F/Y 12 Curr Budget	F/Y 13 (proposed)
<u>General Capital Improvement Fund</u>			Depr Exp = 6723		
Revenues					
80-00-40005	Reallocated P/Y Funds	\$0	\$0	\$0	\$0
Intergovernmental Revenue					
80-00-47509	Brownfield Grant	\$0	\$19,619	\$0	\$0
80-00-47511	Miscellaneous Grants	0	6,581	0	0
80-00-47905	Engr Rmb - Canal Path	20,000	0	0	0
Total Intergovernmental Revenue		\$20,000	\$26,200	\$0	\$0
Other Income					
80-00-48100	Interest	\$500	\$7	\$50	\$50
80-00-48250	50/50 Sidewalk Reimb	3,000		0	0
80-00-48260	50/50 Parkway Tree Contrib	0		0	0
80-00-48350	Developer Contributions	116,500	50,000	0	0
80-00-48500	Miscellaneous Income	0	0	0	0
Total Other Income		\$120,000	\$50,007	\$50	\$50
Interfund Transfers In					
80-00-49100	From General Fund	\$71,500	\$30,000	\$30,000	\$30,000
80-00-49220	From W & S Oper & Maint	50,000	53,349	50,000	50,000
80-00-49450	From Road Improvement fund	0	0	0	0
Total Interfund Transfers In		\$121,500	\$83,349	\$80,000	\$80,000
Total Revenues		\$261,500	\$159,556	\$80,050	\$80,050

BUDGET FISCAL YEAR 2012-13

	F/Y 10 actual	F/Y 11 actual	F/Y 12 Curr Budget	F/Y 13 (proposed)
<u>General Capital Improv. Fund (cont.)</u>				
Expenses				
Quarry Area				
80-00-546100	Engineering	\$0	\$0	\$0
80-00-546200	Construction	0	0	0
	Total Quarry Area	\$0	\$0	\$0
Sidewalks / Miscellaneous				
80-00-570100	Engineering	\$0	\$0	\$0
80-00-570200	Construction	25,000	0	0
	Total Sidewalks / Miscellaneous	\$25,000	\$0	\$0
Main Street Culvert Removal / Fire Station				
80-00-573100	Engineering	\$0	\$0	\$0
80-00-573200	Construction	0	0	0
	Total Main Street Culvert Removal / Fire Station	\$0	\$0	\$0
I & M Canal West Pathway Improvements				
80-00-575100	Engineering	\$20,000	\$2,483	\$0
80-00-575200	Construction	0	44,842	0
	Total I & M Canal West Pathway Improvements	\$20,000	\$47,325	\$0
Tri-Central				
80-00-576100	Engineering	\$0	\$0	\$0
80-00-576200	Construction	0	0	0
	Total Tri-Central	\$0	\$0	\$0
Parkway Tree Program				
80-00-580300	Parkway Trees	\$0	\$0	\$0
	Total Parkway Tree Program	\$0	\$0	\$0
Model Community Grant				
80-00-590400	Model Community Grant	\$0	\$6,581	\$0
	Total Model Community Grant	\$0	\$6,581	\$0
Capital Outlay				
80-00-70100	Office Equipment	\$100,000	\$68,809	\$80,000
80-00-70700	Construction	116,500	10,223	0
	Total Capital Outlay	\$216,500	\$79,032	\$80,000
	Total Gen Cap Imp Exp	\$261,500	\$132,938	\$80,000
	Total Gen Cap Imp Rev	\$261,500	\$80,050	\$80,050
	Total Gen Cap Imp Exp	\$261,500	\$80,000	\$80,000
	Difference	\$0	\$50	\$50

BUDGET FISCAL YEAR 2012-13

		F/Y 10 actual	F/Y 11 actual	F/Y 12 Curr Budget	F/Y 13 (proposed)
<u>Public Works Building Fund</u>					
Revenue					
81-00-40005	P/Y Fund Balance	\$0	\$0	\$0	
Other Income					
81-00-48100	Interest	\$0	\$0	\$0	
	Total Other Income	\$0	\$0	\$0	\$0
Interfund Transfers In					
81-00-49100	From General Fund	\$0	\$0	\$0	
81-00-49140	From Debt Service fund	0	0	0	
81-00-49220	From Water & Sewer Fund	0	0	0	
81-00-49230	From Water & Sewer Bond Fund	0	0	0	
	Total Interfund Transfers In	\$0	\$0	\$0	\$0
Total Revenue					
		\$0	\$0	\$0	\$0
Expenses					
Outside Services					
81-00-56300	Pro Svc - Engineering	\$0	\$0	\$0	
81-00-56600	Pro Svc - Consulting	0	0	0	
	Total Outside Serives	\$0	\$0	\$0	\$0
Capital Outlay					
81-00-70600	Land Acquisition	\$0	\$0	\$0	
81-00-70700	Construction	0	0	0	
	Total Capital Outlay	\$0	\$0	\$0	\$0
Interfund Transfers Out					
81-00-80100	To General Fund	\$0	\$0	\$0	
81-00-80820	To Police Building Fund			0	
	Total Interfuind Transfers Out	\$0	\$0	\$0	\$0
Total Expenses					
		\$0	\$0	\$0	\$0
Total Pub Works Bldg Fund Rev		\$0	\$0	\$0	\$0
Total Pub Works Bldg Fund Exp		\$0	\$0	\$0	\$0
Difference		\$0	\$0	\$0	\$0

BUDGET FISCAL YEAR 2012-13

		F/Y 10 actual	F/Y 11 actual	F/Y 12 Curr Budget	F/Y 13 (proposed)
<u>Police Building Fund</u>					
Revenue					
82-00-40005	P/Y Fund Balance	\$1,200,000	\$0	\$0	
Other Income					
82-00-48100	Interest	\$0	\$117	\$0	
82-00-48500	Miscellaneous Revenue	0	52,745		
	Total Other Income	\$0	\$52,862	\$0	\$0
Interfund Transfers In					
82-00-49100	From General Fund	\$0	\$0	\$0	
	Total Interfund Transfers In	\$0	\$0	\$0	\$0
Total Revenue					
		\$1,200,000	\$52,862	\$0	\$0
Expenses					
Outside Services					
82-00-56300	Pro Svc - Engineering	\$0	\$0	\$0	
82-00-56600	Pro Svc - Consulting	0	0	0	
	Total Outside Services	\$0	\$0	\$0	\$0
Capital Outlay					
82-00-70600	Land Acquisition	\$0	\$0	\$0	
82-00-70700	Construction	1,200,000	6,680	0	
	Total Capital Outlay	\$1,200,000	\$6,680	\$0	\$0
Interfund Transfers Out					
82-00-80140	To Debt Service Fund	\$0	\$0	\$0	
82-00-80140	To Debt Service Fund	0	79,732	0	
	Total Interfund Transfers Out	\$0	\$79,732	\$0	\$0
Total Expenses					
		\$1,200,000	\$86,412	\$0	\$0
Total Police Building Fund Rev		\$1,200,000	\$52,862	\$0	\$0
Total Police Building Fund Exp		\$1,200,000	\$86,412	\$0	\$0
Difference		\$0	(\$33,550)	\$0	\$0

BUDGET FISCAL YEAR 2012-13

	F/Y 10 actual	F/Y 11 actual	F/Y 12 Curr Budget	F/Y 13 (proposed)
<u>Police Pension Fund</u>				
Revenues				
90-00-48001	\$50,000	\$416,796	\$0	\$0
90-00-48100	200,000	284,787	250,000	0
90-00-48110	0	33,364	0	0
90-00-48450	182,000	186,399	210,000	0
90-00-48500	0	0	0	0
	\$432,000	\$921,346	\$460,000	\$0
90-00-49100	\$459,000	\$502,777	\$510,000	\$500,000
	\$459,000	\$502,777	\$510,000	\$500,000
Total Revenues	\$891,000	\$1,424,123	\$970,000	\$500,000
Expenses				
90-00-52100	\$1,200	\$1,886	\$2,200	\$3,000
90-00-52200	1,500	2,267	2,500	2,500
90-00-52251	0	98	100	100
90-00-56150	3,600	3,150	2,000	2,400
90-00-56450	3,600	0	0	1,800
90-00-58500	380,000	368,414	376,000	377,100
90-00-58600	0	0	0	0
	\$389,900	\$375,815	\$382,800	\$386,900
90-00-60100	\$200	\$0	\$200	\$100
90-00-60300	100	0	100	100
	\$300	\$0	\$300	\$200
90-00-70100	\$1,000	\$0	\$0	\$0
	\$1,000	\$0	\$0	\$0
Total Expenses	\$391,200	\$375,815	\$383,100	\$387,100
Total Revenues	\$891,000	\$1,424,123	\$970,000	\$500,000
Total Expenses	\$391,200	\$375,815	\$383,100	\$387,100
Difference	\$499,800	\$1,048,308	\$586,900	\$112,900

BUDGET FISCAL YEAR 2012-13

	F/Y 10 actual	F/Y 11 actual	F/Y 12 Curr Budget	F/Y 13 (proposed)
<u>SUMMARY</u>				
GENERAL FUND				
revenue	8,399,310	7,631,012	9,479,222	8,501,020
expense	9,152,310	8,264,872	8,524,617	8,295,297
difference	(753,000)	(633,860)	954,605	205,723
DEBT SERVICE FUND				
revenue	1,392,703	1,541,800	1,247,530	1,172,881
expense	1,392,703	1,461,865	1,258,545	1,172,881
difference	0	79,935	(11,015)	0
GENERAL CAPITAL IMPROVEMENTS				
revenue	261,500	159,556	80,050	80,050
expense	261,500	132,938	80,000	80,000
difference	0	26,618	50	50
PUBLIC WORKS BUILDING FUND				
revenue	0	0	0	0
expense	0	0	0	0
difference	0	0	0	0
POLICE BUILDING FUND				
revenue	1,200,000	52,862	0	0
expense	1,200,000	86,412	0	0
difference	0	(33,550)	0	0
ROAD IMPROVEMENT FUND				
revenue	2,302,050	1,780,724	2,127,250	2,521,686
expense	#REF!	#REF!	#REF!	2,520,881
difference	#REF!	#REF!	#REF!	805
MOTOR FUEL TAX FUND				
revenue	469,700	620,263	477,000	530,750
expense	469,700	508,267	381,000	530,000
difference	0	111,996	96,000	750

BUDGET FISCAL YEAR 2012-13

	F/Y 10 actual	F/Y 11 actual	F/Y 12 Curr Budget	F/Y 13 (proposed)
SUMMARY cont.				
WATER & SEWER FUND				
revenue	3,804,350	3,888,565	4,127,360	4,123,900
expense	3,716,495	3,577,375	4,127,055	4,095,561
difference	87,855	311,190	305	28,339
W&S ALT. REVENUE BOND				
revenue	676,495	668,268	1,029,258	1,027,614
expense	676,495	746,262	1,029,258	1,027,614
difference	0	(77,994)	(0)	0
W&S CAPITAL IMPROVEMENT FUND				
revenue	388,000	775,964	4,955,361	560,000
expense	0	0	0	553,000
difference	388,000	775,964	4,955,361	7,000
PARKING LOT FUND				
revenue	118,000	78,395	80,000	79,025
expense	118,000	293,369	74,807	69,510
difference	0	(214,974)	5,193	9,515
PARKING GARAGE FUND				
revenue	0	45,174	24,600	24,600
expense	0	35,803	33,290	33,500
difference	0	9,371	(8,690)	(8,900)

BUDGET FISCAL YEAR 2012-13

	F/Y 10 actual	F/Y 11 actual	F/Y 12 Curr Budget	F/Y 13 (proposed)
SUMMARY cont.				
I.M.R.F. FUND				
revenue	296,200	262,516	250,200	204,337
expense	277,300	245,108	241,000	285,675
difference	18,900	17,408	9,200	(81,338)
SOCIAL SECURITY FUND				
revenue	292,600	258,604	240,500	137,866
expense	270,000	228,462	213,000	220,000
difference	22,600	30,142	27,500	(82,134)
WORKING CASH FUND				
revenue	77,000	7,810	5,500	250
expense	12,000	3,744	3,000	250
difference	65,000	4,066	2,500	0
T.I.F. Fund - Downtown				
revenue	692,668	1,025,485	990,500	1,140,250
expense	692,668	1,263,007	928,073	942,337
difference	0	(237,522)	62,427	197,913
T.I.F. Fund - Canal District				
revenue	280,033	105,145	440,000	327,000
expense	280,033	260,442	440,405	325,855
difference	0	(155,297)	(405)	1,145
T.I.F. Fund - Gateway				
revenue	0	74,028	100,000	100,000
expense	0	151,238	80,000	50,000
difference	(0)	(77,210)	20,000	50,000
Special Service District #1				
revenue	0	0	141,000	150,000
expense	0	0	140,713	142,300
difference	0	0	287	7,700
POLICE PENSION FUND				
revenue	891,000	1,424,123	970,000	500,000
expense	391,200	375,815	383,100	387,100
difference	499,800	1,048,308	586,900	112,900
TOTAL ALL FUNDS				
revenue	21,541,609	20,355,120	26,765,331	21,181,229
expense	#REF!	#REF!	#REF!	20,731,761
difference	#REF!	#REF!	#REF!	449,468

BUDGET FISCAL YEAR 2012-13

		F/Y 10 actual	F/Y 11 actual	F/Y 12 Curr Budget	F/Y 13 (proposed)
INTERFUND TRANSFERS					
		REALLOCATIONS			
10-00-49150	From Working Cash				
10-00-49220	From Water & Sewer Fund				
10-00-49450	From Road Improv fund				
10-00-49750	From Commuter Lot				
14-00-49100	From General Fund				
14-00-49450	From Road Improvement Fund				
14-00-49820	From Police Building Fund				
23-00-49220	From Water & Sewer Fund				
23-00-27220	From L/T Debt Capitalized Int				
25-00-49220	From Water & Sewer Fund				
25-00-49450	From Road Improvement Fund				
30-00-49170	From T.I.F. Downtown				
35-00-49220	From Water & Sewer Fund				
45-00-49220	From Water & Sewer Fund				
50-00-49100	From General Fund (PPRT)				
		gen			
		dwntwn tif	0		
		w&s	0		
		w&s gci	0		
		canal dist tif	0		
		main st tif	0		
		motor fuel	0		
		rif	0		
		comm lot	0		
		gen cap imp	0		
		pol station	0		
80-00-49100	From General Fund				
80-00-49220	From Water & Sewer Fund				
90-00-49100	From General Fund				
10-90-80140	To Debt Service Fund				
10-90-80500	To IMRF Fund				
10-90-80800	To General Capital Improv Fund				
10-90-80900	To Police Pension Fund				
15-00-80100	To General Fund				
17-00-80300	To T.I.F. Canal Dist Fund				
22-15-80100	To General Fund				
22-15-80230	To W&S Alt Rev Bond				
22-15-80250	To W & S Capital Improvement Fund				
22-15-80350	To Special Service District #1				
22-15-80450	To Road Improvement Fund				
22-15-80800	To Gen Cap Improv Fund				
27-00-27220	To W&S Alt Rev Bond				
45-00-80100	To General Fund				
45-00-80140	To Debt Service Fund				
45-00-80250	To W & S Capital Improvement fund				
72					
75-00-80100	To General Fund				
82-00-80140	To Debt Service Fund				

**Village Board
Agenda Memorandum**

Item #

to: Mayor & Village Board

from: Ben Wehmeier, Village Administrator/Budget Officer
George Schafer, Assistant Village Administrator
Ted Friedley, Village Treasurer

Subject: Annual Fee Ordinance

date: Mar 14, 2012

BACKGROUND/HISTORY

As part of the annual budget process, the Village reviews fees to ensure they are in line with cost as related to providing certain services. This year, staff is recommending minimal changes and has three items for discussion.

- Turn on fee for water - The Village fee is currently \$10 to turn water back on once shut off. Although turning off water is often a last resort as it relates to enforcing paying of bills, it does happen from time to time. Based on past experience the turn on request often coincides with over time expenditures. This fee will help cover this cost and is in line with neighboring communities.
- Senior Vehicle Sticker Rate – Although this is a non-vehicle sticker year, staff would like to review this rate to assist administratively prior to next year. Currently there is a large discount for the first vehicle at \$16 and then each additional vehicle has a smaller discount of \$32. Staff would like to stream line this so there is on universal senior rate to assist in the processing of these stickers.
- Sidewalk Café Permit – Currently there is no fee charged for the processing of these permits, however, it follows a staffing process similar in nature to things such as special events and commercial occupancy. Staff is recommending a similar application fee for these permits at \$30.

RECOMMENDATION

ATTACHMENTS (IF APPLICABLE)

Recommended Annual Fee Ordinance

ORDINANCE _____

Annual Fee Ordinance

NOW, THEREFORE BE IT ORDAINED by the President and Board of Trustees of the Village of Lemont that:

SECTION 1:

CREATES AN ORDINANCE ESTABLISHING FEES, CHARGES, RATES AND REGULATORY MEASURES FOR FY 12/13

SECTION 2:

It is intended that the fees, charges, rates and regulatory measures set forth herein will be reviewed periodically by the President and Board of Trustees. Accordingly, some or all of the provisions of this Ordinance may be amended from time to time.

SECTION 3: SCHEDULE OF FEES, CHARGES AND RATES.

Delinquent Fees – the Village shall receive a reimbursement of \$15.00 for returned checks to the Village of Lemont

Dog and Cat License (6.04.080) - \$3.00

Excessive False Alarms (9.08.030) Upon any alarm system producing a fourth, fifth, sixth or seventh false alarm in a calendar year, a fee of ten dollars per false alarm shall be charged to the subscriber.

1. The following fee schedule shall be used for each additional false alarm:
 - a. Eighth, ninth, tenth and eleventh false alarms in a calendar year, a fee of twenty-five dollars per false alarm shall be assessed;
 - b. Twelve or more false alarms in a calendar year, a fee of fifty dollars per false alarm shall be assessed.
2. All fees assessed must be paid to the village finance department, or a written appeal must be submitted to the village administrator within three days of the fee assessment.

Commuter Parking Fees (10.22.020)

1. The fee for each such permit shall be as follows:
 - a. Quarterly permit, fifty dollars;
 - b. Six-month permit, ninety-eight dollars and fifty cents;

- c. Annual permit, one hundred ninety-four dollars.
- 2. These permit fees shall be effective for permits sold for the third quarter of 1993 and subsequent time periods.
- 3. The fee for daily designated parking spaces shall be one dollar per day. The payment of such fee shall be paid in advance by depositing said sum in a designated depository.

Vehicle Licenses (10.32.010)

Motorcycles or motor bicycles	\$39.00
Passenger vehicles	48.00
Trucks "B" license (pickup and R.V.)	60.00
Trucks "D" and "F" licenses	105.00
Trucks "H" and "J" through "Z"	123.00
Buses and motor homes	57.00
Antique vehicles	6.00
Transfer or replacement licenses	3.00

Vehicle License – Senior Citizen Discount (10.32.022)

Passenger vehicles	\$16.00 (first vehicle), \$32.00 (each additional vehicle)
Trucks "B" license (pickup and R.V.)	\$20.00 (first vehicle), \$40.00 (each additional vehicle)

Excavation Permit Fee (12.20.040)- The Fee for such permits shall be \$25

Construction of Utility Facilities in the Public Right of Way Application Fee (12.30.040) - All applications for permits pursuant to this chapter shall be accompanied by a fee in the amount of \$250.

Meter Testing (13.08.040) - \$2

Water for Construction (13.08.050) –

Deposits
\$150.00 per meter
\$50.00 per backflow preventor (if necessary)
All deposits are to be paid in full prior to the meter being issued.
Meter Rental Fees
\$50.00 per month
\$10.00 per day
Meter Usage Rates
\$50.00 minimum -- 4,000 gallons or less
\$10.00 for each additional 1,000 gallons

Water Rates (13.08.060)

Water service effective after September 30, 2009 shall be charged in accordance with the following schedule:

1. Single-family residence, twenty-eight dollars and seventy-three cents (\$28.73) minimum charge, plus five dollars and seventy cents (\$5.70) per one thousand gallons for each one thousand gallons in excess of four thousand gallons;
2. Single business building, twenty-eight dollars and seventy-three cents (\$28.73) minimum charge, plus five dollars and seventy cents (\$5.70) per one thousand gallons for each one thousand gallons in excess of four thousand gallons;
3. Multiple-family residence, twenty-eight dollars and seventy-three cents (\$28.73) minimum charge, plus five dollars and seventy cents (\$5.70) per one thousand gallons for each one thousand gallons in excess of four thousand gallons;

;

4. Multiple business building, , twenty-eight dollars and seventy-three cents (\$28.73) minimum charge, plus five dollars and seventy cents (\$5.70) per one thousand gallons for each one thousand gallons in excess of four thousand gallons;
5. Residential-business building, , twenty-eight dollars and seventy-three cents (\$28.73) minimum charge, plus five dollars and seventy cents (\$5.70) per one thousand gallons for each one thousand gallons in excess of four thousand gallons;

Water service effective after September 30, 2010, and annually thereafter, shall be increased in accordance with the following schedule unless the village "proves-up" the coverage on any outstanding bonds per the most recent audit and determines that the rate increase may be reduced:

1. Single-family residence, the minimum charge shall be increased by three percent annually, plus the per one thousand gallons charge for each one thousand gallons in excess of four thousand gallons shall be increased by two percent annually;
2. Single business building, the minimum charge shall be increased by three percent annually, plus the per one thousand gallons charge for each one thousand gallons in excess of four thousand gallons shall be increased by two percent annually;
3. Multiple-family residence, the minimum charge shall be increased by three percent annually per dwelling unit, plus the per one thousand gallons charge for each one thousand gallons in excess of four thousand gallons shall be increased by two percent annually per dwelling unit;
4. Multiple business building, the minimum charge shall be increased by three percent annually per business unit, plus the per one thousand gallons charge for each one thousand gallons in excess of four thousand gallons shall be increased by two percent annually per business unit;
5. Residential-business building, the minimum charge shall be increased by three percent annually per residential or business unit, plus the per one thousand gallons charge for each one thousand gallons in excess of four thousand gallons shall be increased by two percent annually per residential or business unit.

Water Rates Senior Citizen Discount (13.08.070)

Fixed rate of twelve dollars and ten cents minimum charge, plus three dollars and three cents per one thousand gallons for each one thousand gallons in excess of four thousand gallons.

Water Turn-On Fee (13.08.080) - ~~\$10~~ \$50

Sewer Rates (13.09.020)

1. Single-family residence, twenty-five dollars (\$25);
2. Single-business building, twenty-five dollars (\$25) minimum charge plus twenty-five cents per one thousand gallons for each one thousand gallons in excess of twenty thousand gallons;
3. Multiple-family residence, twenty-five dollars (\$25) minimum charge plus twenty-five cents per one thousand gallons for each one thousand gallons in excess of twenty thousand gallon allowance per dwelling unit;
4. Multiple-business building, twenty-five dollars (\$25) minimum charge plus twenty-five cents per one thousand gallons for each one thousand gallons in excess of twenty thousand gallon allowance per business unit;
5. Residential business building, twenty-five dollars (\$25) minimum charge plus twenty-five cents per one thousand gallons for each one thousand gallons in excess of twenty thousand gallon allowance per residential or business unit.

Sewer Turn-On Fee (13.09.040) - \$10

Sewer Rates Senior Citizen Discount (13.09.070)

Fixed rate of seventeen dollars (\$17)

Contamination Cleanup Cost – Water Service Reconnection Fee (13.12.050) - \$10

Clean-Up Bond (15.00.070) - \$1,000 (refundable)

Inspections (15.00.090 and 15.02.080) – Reinspection Fee – First Reinspection \$80; Subsequent Reinspections - \$100

Certificate of Occupancy (15.00.110(e)) – Temporary Occupancy - \$500 (refundable)

Building Permit Fees (15.02)

New Single Family, Duplex and Townhouse Building Permit Fees (15.02.010 (a))

Building Permit and Inspection Fee	\$0.25 per ft ²
	(basement and garage included)

	Minimum Charge \$1,200.00
--	------------------------------

**New Multifamily/Nonresidential Buildings or additions/renovations to existing structures
(15.02.010(b))**

Building Valuation/Construction Cost	
\$ 0.00 and up to \$ 2,499.99	\$ 50.00
\$ 2,500.00 and up to \$ 3,999.99	\$ 75.00
\$ 4,000.00 and up to \$ 5,999.99	\$ 100.00
\$ 6,000.00 and up to \$ 7,999.99	\$ 125.00
\$ 8,000.00 and up to \$ 9,999.99	\$ 155.00
\$ 10,000.00 and up to \$ 12,499.99	\$ 200.00
\$ 12,500.00 and up to \$ 14,999.99	\$ 225.00
\$ 15,000.00 and up to \$ 17,499.99	\$ 250.00
\$ 17,500.00 and up to \$ 19,999.99	\$ 300.00
\$ 20,000.00 and up to \$ 24,999.99	\$ 350.00
\$ 25,000.00 and up to \$ 29,999.99	\$ 400.00
\$ 30,000.00 and up to \$ 39,999.99	\$ 450.00
\$ 40,000.00 and up to \$ 49,999.99	\$ 550.00
\$ 50,000.00 and up to \$ 74,999.99	\$ 750.00
\$ 75,000.00 and up to \$ 99,999.99	\$ 925.00
\$ 100,000.00 and up to \$ 124,999.99	\$1,150.00
\$ 125,000.00 and up to \$ 149,999.99	\$1,375.00
\$ 150,000.00 and up to \$ 174,999.99	\$1,600.00
\$ 175,000.00 and up to \$ 200,000.00	\$1,800.00
\$ 200,000.00 and up to \$ 999,999.99	\$1,800.00 for first \$ 200,000.00 + \$7.50

	for each additional \$1,000.00 (or fraction thereof) above \$200,000.00
\$ 1,000,000.00 and above	\$7,750.00 for first \$1,000,000.00 + \$6.25
	for each additional \$1,000.00 (or fraction thereof) above \$1,000,000.00

Plan Review – In-house (15.02.020(b))

Building (commercial and multifamily)	
0 to 60,000 ft ³	\$ 325.00
60,001 to 80,000	\$ 400.00
80,001 to 100,000	\$ 510.00
100,001 to 150,000	\$ 585.00
150,001 to 200,000	\$ 665.00
Over 200,000 per 10,000 or fraction thereof	\$ 5.00
Mechanical	0.25 x Building Fee
Electrical	0.25 x Building Fee
Plumbing	0.25 x Building Fee
Single-Family/Townhomes	\$ 375.00/dwelling unit
Additional reviews, in excess of 2	\$100.00 each
Remodeling/Additions	\$250.00

Additional Permit Fees (15.02.030)

Construction trailer	\$100.00
Driveways	\$100.00
Lawn sprinkler systems	
- Less than 75 heads - Over 75 heads	\$60.00 \$30.00 each additional 50 heads or fraction thereof

Re-roof (residential single-family only)	\$50.00
Sewer/water repair	\$85.00
Sheds (120 sq. ft. or less)	\$85.00
Signs (permanent) Additional fee for electrical connection	\$1.25/sq. ft. - \$50.00 minimum
Temporary tents	\$80.00
Commercial occupancy permit	\$150.00

Plumbing Fees (15.02.040)

A. New Construction.

New single-family, duplex and townhouse buildings	\$325.00
---	----------

Plumbing permit fees for new construction other than that listed above will be combined with the building permit fee as figured in Section 15.20.010(B) of this title. This fee will be based on total construction costs and include all structural, electrical, plumbing, mechanical, interior and exterior finishes and normal site preparation.

B. Except as provided above, the permit fees for plumbing work shall be as indicated in the following schedule:

1. Three (3) fixtures or less	\$60.00
2. Each additional fixture or opening	\$6.00
(Items to be counted as fixtures include, without limitation: water closets, bidets, lavatories, bathtubs, hot water heaters, showers, kitchen sinks, utility sinks, drinking fountains, urinals, ejector pits, sump pits, floor drains, and dishwashing machines).	
3. Fire sprinkler systems:	
100 heads or less	\$180.00
Over 100 heads	+\$60.00/additional
100 heads or fraction thereof	

4. Lawn sprinkler systems:	
75 sprinkler heads or less	\$60.00
Over 75 sprinkler heads	+\$30.00/additional
50 heads or fraction thereof	
5. Water connection charges to connect to the village water distribution system shall be as follows:	
a. Single-family	\$2,500.00/dwelling unit
b. Duplex, townhome, and multifamily	\$2,500.00 per dwelling unit
c. Motels, hotels, institutional, commercial and industrial buildings:	
Water Service Lines	
1″	\$2,500.00
1- 1/4″ up to and including 2″	\$3,000.00
2- 1/2″ up to and including 3″	\$4,500.00
4″	\$6,000.00
5″	\$7,500.00
6″	\$9,000.00
8″	\$10,500.00
10″ or greater	\$12,000.00
d. Connection charges shall not be applicable to any current water customer who may be connected to a water service line rather than directly to the village water system.	
e. Water connection charges for any hotel, motels, institutional, commercial or industrial building shall be waived if all the following conditions apply:	
i. The water connection charge is solely related to an upgraded service connection required for the installation of a fire sprinkler system.	
ii. The building or structure was constructed prior to January 1, 1998.	

iii. A water service connection existed prior to January 1, 1998.	
6. Water meters:	
a. All meters	Cost plus installation
b. Handling fee	\$120.00
7. Sewer connection charges (connect to village sanitary sewer system):	
a. Single-family	\$2,500.00/unit
b. Duplex, townhome, multifamily	\$2,500.00/unit
c. Motels and hotels	\$1,000.00/room
d. Institutional, commercial and industrial buildings to be based on size of water service lines and its population equivalents (PE). Connection charges shall be as follows:	
Sewer Service Lines	
1″	\$2,500.00
1- 1/4″ up to and including 2″	\$4,320.00
2- 1/2″ up to and including 3″	\$6,480.00
4″ and over	\$9,000.00 + \$240.00 x PE
e. Connection charges shall not be applicable to any current sewer customer who may be connected to a sewer service line rather than directly to the village sanitary sewer system.	

Mechanical Fees (15.02.050)

Except as provided in 15.02.050(a), the permit fees for all mechanical work shall be as indicated in the following schedule:

\$0.00 and up to \$15,000.00	\$50.00
\$15,001.00 and over	\$50.00 + \$50.00/\$5,000.00 or fraction thereof

Electrical Fees (15.02.060)

A. New Construction.

New single-family, duplex and townhouse buildings	\$325.00
---	----------

Electrical permit fees for new construction other than that listed above will be combined with the building permit fee as figured in Section 15.02.010(B) of this chapter. This fee will be based on total construction costs and include all structural, electrical, plumbing, mechanical, interior and exterior finishes and normal site preparation.

B. Except as provided above, the permit fees for all electrical work shall be as indicated in the following schedule:

1. Installations or alterations of electrical services:	
0 to 200 ampere, 3 or 4 wire	\$50.00
201 to 1,000 ampere, 3 or 4 wire	\$75.00
Fees for services in excess of 1,000 amperes shall be computed on the basis of the rating of the service disconnects installed, prorated according to the schedule above.	
2. New fixtures, sockets, or receptacles	\$10.00/circuit
3. Minimum permit fee	\$50.00
4. For each motor or current-consuming device other than lighting fixtures:	
One motor or current-consuming device	\$10.00
Each additional motor or current device	\$5.00
5. Signs	\$ 1.25/sq. ft. - minimum \$50.00

Freestanding signs requiring a separate service shall require an additional service permit based on the fee schedule above.

Grading Review (15.02.070)

- Initial Review - \$650
- Additional Reviews - \$100 per additional review

Land Use Application Fees (Appendix A of Chapter 17)

ZONING APPROVAL											
Annexation	\$250 per acre, existing zoning lot, existing dwelling unit, or proposed zoning lot or dwelling unit, whichever is greater. A filing fee of 10% of the total fee, or a minimum of \$250, is payable upon application. The balance is due prior to approval of the final plat of subdivision. If the territory being annexed will not be subdivided, i.e. there be no application for final plat, then the balance is due prior to approval of the annexation.										
Rezoning	Application fees for re-zoning shall be based on total area to be re-zoned as follows: <table style="margin-left: 40px; border: none;"> <tr> <td>< 2 acres</td> <td>\$300</td> </tr> <tr> <td>2 to < 5 acres</td> <td>\$500</td> </tr> <tr> <td>5 to < 10 acres</td> <td>\$750</td> </tr> <tr> <td>10 to < 20 acres</td> <td>\$1,000</td> </tr> <tr> <td>20 acres or more</td> <td>\$1,250</td> </tr> </table>	< 2 acres	\$300	2 to < 5 acres	\$500	5 to < 10 acres	\$750	10 to < 20 acres	\$1,000	20 acres or more	\$1,250
< 2 acres	\$300										
2 to < 5 acres	\$500										
5 to < 10 acres	\$750										
10 to < 20 acres	\$1,000										
20 acres or more	\$1,250										
Variation	\$250 per zoning lot										
Appeal	\$500										
Special Use	<table style="margin-left: 40px; border: none;"> <tr> <td>< 10 acres</td> <td>\$500</td> </tr> <tr> <td>10 acres or more</td> <td>\$750</td> </tr> </table>	< 10 acres	\$500	10 acres or more	\$750						
< 10 acres	\$500										
10 acres or more	\$750										
SUBDIVISION OF LAND											
Preliminary Plat	Applications for preliminary plat shall be based on total area of subdivision plus the proposed and/or existing number of dwelling units as follows: <table style="margin-left: 40px; border: none;"> <tr> <td>< 3 acres</td> <td>\$300</td> </tr> <tr> <td>3 to < 5 acres</td> <td>\$600</td> </tr> <tr> <td>5 to < 10 acres</td> <td>\$1,000</td> </tr> <tr> <td>10 acres or more</td> <td>\$1,200</td> </tr> </table> <p style="margin-left: 40px;">plus \$50 per existing and/or proposed dwelling unit</p>	< 3 acres	\$300	3 to < 5 acres	\$600	5 to < 10 acres	\$1,000	10 acres or more	\$1,200		
< 3 acres	\$300										
3 to < 5 acres	\$600										
5 to < 10 acres	\$1,000										
10 acres or more	\$1,200										
Final Plat	Applications for final plat shall be based on total area of subdivision plus the proposed and/or existing number of dwelling units as follows: <table style="margin-left: 40px; border: none;"> <tr> <td>< 3 acres</td> <td>\$300</td> </tr> <tr> <td>3 to < 5 acres</td> <td>\$600</td> </tr> <tr> <td>5 to < 10 acres</td> <td>\$1,000</td> </tr> <tr> <td>10 acres or more</td> <td>\$1,200</td> </tr> </table> <p style="margin-left: 40px;">plus \$25 per existing and/or proposed dwelling unit</p>	< 3 acres	\$300	3 to < 5 acres	\$600	5 to < 10 acres	\$1,000	10 acres or more	\$1,200		
< 3 acres	\$300										
3 to < 5 acres	\$600										
5 to < 10 acres	\$1,000										
10 acres or more	\$1,200										
Other Plats											

Applications for all other plats will be \$300 per

PUDs

Planned unit development fees, upon application, shall be the total of the all applicable fees for: annexation, rezoning, special use, and preliminary plat. Additionally, final plat fees shall be paid upon application for final plat approval.

ESCROW ACCOUNT

Escrow accounts shall be established with the Village for the following land use applications and in the following amounts:

Rezoning	\$500
Zoning Variation	\$500
Special Use	\$500
Subdivision	\$750
Annexation	\$750
PUDs	\$2,000

SITE DEVELOPMENT PERMIT FEES

Site development permit fees are based on the type of development: single-family residential, residential subdivision, or commercial, as indicated below.

Single-lot residential development	Fee is based on acreage of disturbed area as follows:
Less than 0.5 acres	\$200
0.5 acres and less than 2.0 acres	\$500
More than 2.0 acres, then fee is:	\$700

Residential Subdivisions	Fee is based on the following formula:
$(\text{ACRES} \times \$100) + (\text{ENGINEER'S ESTIMATE} \times 0.05)$	

Commercial Development	Fee is based on the following formula:
$(\text{ACRES} \times \$750) + (\text{ENGINEER'S ESTIMATE} \times 0.025)$	

Where "ENGINEER'S ESTIMATE" = the total estimated cost of all on-site public improvements to be installed or constructed.

SECTION 4: Effective Date: This Ordinance shall be in full force and effect from and after its passage, approval and publication in the manner provided by law. Each provision of this Ordinance shall remain in full force and effect unless otherwise expressly provided or expressly amended by subsequent ordinance, in which case the amended provision shall be immediately effective.

SECTION 5: Repealer: All Ordinances or parts of Ordinances in conflict herewith shall be and the same are hereby repealed.

The Village Clerk of the Village of Lemont shall certify to the adoption of this Ordinance and cause the same to be published in pamphlet form.

**PASSED AND APPROVED BY THE PRESIDENT AND BOARD OF TRUSTEES OF
THE VILLAGE OF LEMONT, COOK, WILL AND DU PAGE COUNTIES ILLINOIS on this
_____ Day of _____, 2012**

AYES

NAYS

PASSED

ABSENT

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

Approved by me this 9th day of April, 2012

BRIAN REAVES, Village President

Attest:

CHARLENE M. SMOLLEN, Village Clerk



Village of Lemont
Planning & Economic Development Department

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

TO: Committee of the Whole #29-12

FROM: James A. Brown, Planning & Economic Development Director

THRU

SUBJECT: **Façade Grant Program Applications and Recommendations**

DATE: 13 March 2012

BACKGROUND

In 2010 the Village Board approved O-51-10, a revised grant program for buildings in the downtown TIF district. Per Ordinance O-51-10, a committee consisting of two members of the Historic Preservation Commission, trustee liaisons for the downtown and for planning, and the me shall review applications and make a recommendation to the Village Board. This committee met to review two recent grant applications and forward the following recommendations to the Village Trustees.

Application for 406 Main Street, façade renovation and awning: The committee recommends a grant award of \$4,100.00

Application for 312 Canal Street, masonry and storefront renovation: The committee recommends a grant award of \$15,000.

I have attached two worksheets that indicate the work to be done and estimated costs.

Worksheet

Downtown Façade, Sign, and Site Improvement Grant Program

Application for: 312 Canal Street

application received 28 Feb 2012

Eligibility Requirements

Commercial establishment in downtown TIF	YES
Total project cost at least \$2,000	YES
Applicant is owner / tenant of property	YES
Work listed below deemed eligible	YES
Work has not started	YES

Proposed Work	Eligibility	Cost	Eligible Cost
Masonry work	YES		\$13,500.00
Scaffolding, remove/replace 5-99 courses of brick, install flashing and limestone coping, replace natural stone sills under 2 front windows, acid wash and clean completed masonry, seal and waterproof			
<i>Eugene Mattews, Inc. quote for masonry</i>		\$24,475.00	
<i>Ward Contracting quote for masonry</i>		\$14,820.00	
<i>S.U.G. Masonry quote for masonry</i>		\$13,500.00	
Storefront work	YES	\$21,338.00	\$21,338.00
Storefront/curtain wall enhancement to include custom fabricated storefront frames encompassing door openings and thermally broken curtain wall framts at other openings, install aluminum infill panaels at bae of curtain wall system, prep storefront			
Limestone work	YES	\$2,800.00	\$2,800.00
Repair limestone caps, store name, etc.			
Totals	N/A		\$37,638.00

MAXIMUM POSSIBLE AMOUNT OF GRANT: \$18,819.00
Grant cannot exceed \$15,000

Notes

Worksheet
Downtown Façade, Sign, and Site Improvement Grant Program
Application for: 406 Main Street
application received 29 Feb 2012

Eligibility Requirements

Commercial establishment in downtown TIF	YES
Total project cost at least \$2,000	YES
Applicant is owner / tenant of property	YES
Work listed below deemed eligible	YES
Work has not started	YES

Proposed Work	Eligibility	Cost	Eligible Cost
Façade improvements, including repair of door, windows, crown molding, and painting	YES	\$4,100.00	\$4,100.00
Replace fabric awning	YES	\$2,350.00	\$2,350.00
Totals		\$6,450.00	\$6,450.00

MAXIMUM POSSIBLE AMOUNT OF GRANT: \$3,225.00
 Grant cannot exceed \$15,000

Notes

Recommendation of committee is for grant of \$4,100.00

to: Mayor & Village Board

from: Ben Wehmeier, Village Administrator
George Schafer, Assistant Village Administrator
Jeff Stein, Village Attorney
Kevin Shaughnessy, Chief of Police

Subject: Ordinance Amending Chapter 10.23 of Lemont Municipal Code – Administrative and Processing Fee for Impounding of Vehicles

date: Mar 14, 2012

BACKGROUND/HISTORY

The Illinois General Assembly recently amended and added language concerning the charging of an Administrative and Processing Fee for Impounding of Vehicles. The proposed draft ordinance strikeouts the current language and provides the recommended language to coincide with the statute.

In addition, the state law has added four additional violation for which a car is to be impounded, and as such the municipality is allowed to charge a fee. They are as follows:

- (9) Operation or use of a motor vehicle without ever having been issued a driver's license or permit, in violation of Section 6-101 of the Illinois Vehicle Code (625 ILCS 5/6-101), or operating a motor vehicle without ever having been issued a driver's license or permit due to a person's age shall subject the owner to an administrative fee of \$500.00.
- (10) Operation or use of a motor vehicle by a person against whom a warrant has been issued by a circuit clerk in Illinois for failing to answer charges that the driver violated Section 6-101 of the Illinois Vehicle Code (625 ILCS 5/6-101), Section 6-303 of the Illinois Vehicle Code (625 ILCS 5/6-303), or Section 11-501 of the Illinois Vehicle Code (625 ILCS 5/11-501) shall subject the owner to an administrative fee of \$500.00.
- (11) Operation or use of a motor vehicle in the commission of, or in the attempt to commit, an offense in violation of Section 16-25 of the Illinois Criminal Code (720 ILCS 5/16-25) shall subject the owner to an administrative fee of \$500.00.
- (12) Operation or use of a motor vehicle in the commission of, or in the attempt to commit, any misdemeanor or felony offense in violation of the Illinois Criminal Code (720 ILCS 5/1 et seq.) shall subject the owner to an administrative fee of \$500.00.

RECOMMENDATION

Staff recommends all language changes are made. In addition, staff recommends to include charging a fee for the offenses that a vehicle may be impounded.

ATTACHMENTS (IF APPLICABLE)

Ordinance Amending Chapter 10

**VILLAGE OF LEMONT
ORDINANCE NO. _____**

**AN ORDINANCE AMENDING CHAPTER 10 OF THE LEMONT, ILLINOIS
MUNICIPAL CODE RELATING TO ADMINISTRATIVE AND PROCESSING FEE
FOR IMPOUNDING OF VEHICLES**

**ADOPTED BY THE
PRESIDENT AND THE BOARD OF TRUSTEES
OF THE VILLAGE OF LEMONT
THIS ___ DAY OF _____, 2012**

Published in pamphlet form by
Authority of the President and
Board of Trustees of the Village of
Lemont, Counties of Cook, Will and
DuPage, Illinois, this ___ day of _____, 2012.

ORDINANCE NO. _____

**An Ordinance Amending Chapter 10 of the Lemont, Illinois Municipal Code
Relating to Administrative and Processing Fee for Impounding of Vehicles**

WHEREAS, the Village of Lemont (“Village”) is an Illinois Municipal Corporation pursuant to the Illinois Constitution of 1970 and the Statutes of the State of Illinois;

WHEREAS, Section 5/11-208.7 of the Illinois Municipal Code (65 ILCS 5/11-208.7), authorizes the Village to impose an administrative fee related to its administrative and processing costs associated with the investigation, arrest, and detention of an offender, or the removal, impoundment, storage, and release of a vehicle; and,

WHEREAS, the Village has determined that authorizing the Village to impose such an administrative fee will protect and promote the public health, safety, and welfare of its citizens; and,

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, and each of them, 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 hereby further amended by in the manner and form shown below with additions being shown in underlined text and deletions being shown in strikethrough text, so that Chapter 10.23 shall hereafter provide as follows:

10.23.010. - Violations authorizing impoundment.

A motor vehicle, ~~operated with permission of the owner of record,~~ that is used in connection with the following violations shall be subject to tow and impoundment by the village, and the owner of said vehicle, or the agents of that owner, shall be liable to the village for an administrative ~~penalty~~ fee in addition to any towing and storage fees.

- (1) Operation or use of a motor vehicle in the commission of, or in the attempt to commit any offense for which a motor vehicle may be seized and forfeited pursuant to ~~the Illinois Criminal Code (720 ILCS 5/1-1)~~ Section 36-1 of the Illinois Criminal Code (720 ILCS 5/36-1) shall subject the owner to an administrative ~~penalty~~ fee of \$500.00.
- (2) Driving under the influence of alcohol or other drug, or intoxicating compounds shall subject the owner to an administrative ~~penalty~~ fee of \$500.00.
- (3) Operation or use of a motor vehicle in the commission of, or in the attempt to commit a felony or in violation of the provisions of the Illinois Cannabis Control Act (720 ILCS 550/1 et seq.) shall subject the owner to an administrative ~~penalty~~ fee of \$500.00.
- (4) Operation or use of a motor vehicle in the commission of, or in the attempt to commit an offense in violation of 720 ILCS 5/24-1, 720 ILCS 5/24-1.5, or 720 ILCS 5/24-3.1 shall subject the owner to an administrative ~~penalty~~ fee of \$500.00.
- (5) Operation or use of a motor vehicle in the commission of, or in the attempt to commit and offense in violation of the Illinois Controlled Substances Act (720 ILCS 570/100 et seq.) shall subject the owner to an administrative ~~penalty~~ fee of \$500.00.
- (6) Driving without a state issued driver's license, or driving while driver's license, permit or privileges to operate a motor vehicle are suspended or revoked pursuant to Section 6-303 of the Illinois Vehicle Code (625 ILCS 5/6-303) shall subject the owner to an administrative ~~penalty~~ fee of ~~\$250.00~~ \$500.00; except that vehicles shall not be subject to seizure impoundment if suspension is for an unpaid citation (moving or parking) or due to failure to comply with emission testing.
- (7) Operation or use of a motor vehicle while soliciting, possession, or attempting to solicit or possess cannabis or a controlled substances as defined by the Illinois Cannabis Control Act (720 ILCS 550/1 et seq.) or the Illinois Controlled Substances Act (720 ILCS 570/100 et seq.) shall subject the owner to an administrative ~~penalty~~ fee of ~~\$250.00~~ \$500.00.
- (8) Operation or use of a motor vehicle with an expired driver's license, in violation of Section 6-101 of the Illinois Vehicle Code (625 ILCS 5/6-101), where the

period of expiration is greater than one year shall subject the owner to an administrative ~~penalty~~ fee of ~~\$250.00~~ \$500.00.

- (9) Operation or use of a motor vehicle without ever having been issued a driver's license or permit, in violation of Section 6-101 of the Illinois Vehicle Code (625 ILCS 5/6-101), or operating a motor vehicle without ever having been issued a driver's license or permit due to a person's age shall subject the owner to an administrative fee of \$500.00.
- (10) Operation or use of a motor vehicle by a person against whom a warrant has been issued by a circuit clerk in Illinois for failing to answer charges that the driver violated Section 6-101 of the Illinois Vehicle Code (625 ILCS 5/6-101), Section 6-303 of the Illinois Vehicle Code (625 ILCS 5/6-303), or Section 11-501 of the Illinois Vehicle Code (625 ILCS 5/11-501) shall subject the owner to an administrative fee of \$500.00.
- (11) Operation or use of a motor vehicle in the commission of, or in the attempt to commit, an offense in violation of Section 16-25 of the Illinois Criminal Code (720 ILCS 5/16-25) shall subject the owner to an administrative fee of \$500.00.
- (12) Operation or use of a motor vehicle in the commission of, or in the attempt to commit, any misdemeanor or felony offense in violation of the Illinois Criminal Code (720 ILCS 5/1 et seq.) shall subject the owner to an administrative fee of \$500.00.

The administrative fee under this Section shall be waived upon verifiable proof that the vehicle was stolen at the time the vehicle was impounded.

10.23.020. - Applicability.

~~(a)~~—This section shall not replace or otherwise abrogate any existing state or federal laws, and the owner shall be subject to these penalties in addition to any penalties that may be assessed by a court for any criminal charges.

~~(b)~~—~~This section shall not apply of the vehicle used in the violation is stolen at the time the impoundment was to take place.~~

10.23.030. - Notice.

Whenever a police officer has probable cause to believe that a vehicle is subject to tow and impoundment pursuant to this chapter, the police officer shall provide for the towing of the vehicle to a facility authorized by the village. Before or at the time the vehicle is towed, the police officer shall notify or make a reasonable attempt to notify the person identifying himself as the owner or lessee of the vehicle or any person who is found to be in control of the vehicle at the time for the alleged violation, of the fact of the seizure, and of the vehicle and of the owner's right to request a preliminary vehicle impoundment hearing to be conducted in accordance with

section 10.23.040. Said vehicle shall be impounded pending the completion of the hearing provided in section 10.23.040, unless the owner of the vehicle posts with the village a cash bond at the rates in section 10.23.010 and pays the accrued towing and storage charges.

10.23.040. - Preliminary hearing procedure.

- (a) Written request. If the owner of record of a vehicle seized pursuant to this section desires to appeal the seizure, said owner must make a request for hearing within 24 hours of the seizure. Said request shall be in writing and filed with the chief of police, or his designee who shall conduct such preliminary hearing within 24 hours after receipt of the request, excluding Saturdays, Sundays and holidays.
- (b) Rules of evidence relaxed. All interested person shall be given a reasonable opportunity to be heard at the preliminary vehicle impoundment hearing. The formal rules of evidence will not apply at the hearing and hearsay evidence shall be admissible only if it is the type commonly relied upon by reasonably prudent persons in the conduct of their affairs.
- (c) When probable cause exists. If after the hearing, the chief of police or his designee determines there is probable cause to believe that the vehicle is subject to seizure and impoundment pursuant to this section, he shall order the continued impoundment of the vehicle as provided in this chapter unless the owner of the vehicle posts with the village a cash bond at the rates in section 10.23.010 and pays the tower any applicable towing and storage fees.
- (d) Vehicle to be returned when probable cause nonexistent. If the chief of police or his designee determines that there is no such probable cause, the vehicle will be returned without penalty or other fees.

10.23.050. - Plea hearing.

- (a) Notice; procedure; evidence. Within ten days after a vehicle is seized and impounded pursuant to this section, the village shall notify by certified mail, return receipt requested, the owner ~~of record, lessee, and any lienholder of record,~~ to the interested party's address as registered with the Secretary of State of the date, time, and location of a plea hearing that will be conducted, pursuant to this section. The owner will appear at a plea hearing and enter a plea of liable or not liable. If a plea of liable is entered, the cause will be disposed of at that time. If the owner pleads not liable, a hearing shall be scheduled and held, unless continued by a hearing officer, designated by the village administrator, no later than 45 days after the ~~vehicle was seized~~ date of the mailing of the notice of hearing. All interested persons shall be given a reasonable opportunity to be heard at the hearing. At any time prior to the hearing date, the hearing officer may, at the request of either party, direct witnesses to appear and give testimony at the hearing. The formal rules of evidence will not apply at the hearing, and hearsay

evidence shall be admissible only if it is the type commonly relied upon by reasonably prudent persons in the conduct of their affairs.

- (b) Liability; costs; default judgment; vehicle returned where no violation. If, after the hearing, the hearing officer determines by a preponderance of evidence that the vehicle was used in connection with a violation set forth in this chapter, the hearing officer shall enter ~~an~~ a written order finding the owner of record of the vehicle civilly liable to the village for an administrative ~~penalty-fee in the village~~ a cash bond at the rates in section 10.23.010 and requiring the vehicle to continue to be impounded until the owner pays the administrative ~~penalty-fee~~ to the village plus fees to the tower for the towing and storage of the vehicle. If the owner of record fails to appear at the hearing, the hearing officer shall enter a written default order in favor of the village. If the hearing officer finds no such violation occurred, the hearing officer shall issue a written decision ordering the immediate return of the owner's vehicle or cash bond without fees.

10.23.060. - Administrative ~~penalty-fee~~.

- (a) Imposed; cash bond used to offset debt. If an administrative ~~penalty-fee~~ is imposed pursuant to this chapter, such ~~penalty-fee~~ shall constitute a debt due and owing the village. If a cash bond has been posted pursuant to this section the bond shall be applied to the ~~penalty-fee~~.
- (b) Authority to initiate collection procedure. If a vehicle has been impounded when such a ~~penalty-fee~~ is imposed, the village may seek to obtain a judgment on the debt and enforce such judgment against the vehicles as provided by law. Except as provided otherwise in this chapter, a vehicle shall continue to be impounded until the ~~penalty-fee~~ is paid to the village and any applicable towing fees are paid to the tower, in which case possession of the vehicle shall be given to the person who is legally entitled to possess the vehicle or the vehicle is sold or otherwise disposed of to satisfy a judgment to enforce a lien as provided by law.
- (c) Nonpayment; failure to appear. If the administrative ~~penalty-fee~~ and other applicable fees are not paid within 30 days after an administrative ~~penalty-fee~~ is imposed against an owner ~~owner-of record~~, lessee, and any lienholder of record, who defaults by failing to appear at the hearing, the vehicle shall be deemed unclaimed and shall be disposed of in the manner provided by law for the disposition of unclaimed vehicles.
- (d) When vehicle deemed unclaimed. In all other cases, if the administrative ~~penalty-fee~~ and other applicable fees are not paid within ~~30~~35 days after the expiration of time at which administrative review of the hearing officer's determination may be sought, or within ~~30~~35 days after an action seeking administrative review has been resolved in favor of the village, whichever is applicable, the vehicle shall be deemed unclaimed and shall be disposed of in the manner provided by law for the

disposition of unclaimed vehicles under the Illinois Vehicle Code (624 ILCS 5/1-100 et seq.).

10.23.070. - Vehicle possession.

- (a) Except as otherwise specifically provided by law, no owner, lienholder, or other person shall be legally entitled to take possession of a vehicle impounded under this chapter until the administrative ~~penalty fee~~ and other fees applicable under this chapter have been paid. However, whenever a person with a lien of record against an impounded vehicle has commenced foreclosure proceedings, possession of the vehicle shall be given to that person if he or she agrees in writing to refund the village the amount of the net proceeds of any foreclosure sale, less any amounts required to pay all lienholders of record, not to exceed the administrative ~~penalty fee~~, plus ~~the~~ any other applicable fees.
- (b) For purposes of this section, the term “owner of record” of a vehicle means the record titleholder as registered with the secretary of state.

10.23.080. - Administrative review; right to appeal.

Any owner, lessee, lienholder or other person with a legal interest in the vehicle, who is not satisfied with the decision of the hearing officer, shall have the right to appeal the decision to the circuit court, pursuant to the Administrative Review Act, as set forth fully in 735 ILCS 5/13-101 et seq.

SECTION 3: 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 4: 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 5: 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 ____ day of _____, 2012.

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

**Village Board
Agenda Memorandum**

To: Mayor & Village Board

From: Chief Kevin W. Shaughnessy *KWS*

Date: March 19, 2012

Re: **Ordinance prohibiting Vandalism**

BACKGROUND/HISTORY

Vandalism is an ongoing problem within the Village of Lemont. Offenders of Vandalism should be held accountable for their actions thus reducing the significant cost of repairs to the Village of Lemont. Our current ordinance does not cover Vandalism by offenders whose actions cause a monetary loss to the Village.

PROS/CONS/ALTERNATIVES (IF APPLICABLE)

No negatives associated.

RECOMMENDATIONS

To pass this ordinance.

ATTACHMENTS

Ordinance.

SPECIFIC VILLAGE BOARD ACTION REQUIRED

The Board is required to pass an ordinance.

**VILLAGE OF LEMONT
ORDINANCE NO. _____**

**AN ORDINANCE AMENDING TITLE 9 OF THE LEMONT, ILLINOIS
MUNICIPAL CODE RELATING TO VANDALISM**

**ADOPTED BY THE
PRESIDENT AND THE BOARD OF TRUSTEES
OF THE VILLAGE OF LEMONT
THIS ___ DAY OF _____, 2012**

Published in pamphlet form by
Authority of the President and
Board of Trustees of the Village of
Lemont, Counties of Cook, Will and
DuPage, Illinois, this ___ day of _____, 2012.

ORDINANCE NO. _____

**An Ordinance Amending Title 9 of the Lemont, Illinois
Municipal Code Relating to Vandalism**

WHEREAS, the Village of Lemont (“Village”) is an Illinois Municipal Corporation pursuant to the Illinois Constitution of 1970 and the Statutes of the State of Illinois;

WHEREAS, the President and Board of Trustees of the Village have the authority to adopt ordinances and to promulgate rules and regulations that pertain to its government and affairs and protect the public health, safety, and welfare of its citizens; and

WHEREAS, Section 5/1-2-1 of the Illinois Municipal Code (65 ILCS 5/1-2-1), authorizes the Village to pass all ordinances and make all rules and regulations proper or necessary, to carry into effect the powers granted to municipalities, with such fines or penalties as may be deemed proper; and

WHEREAS, Section 5/11-1-1 of the Illinois Municipal Code (65 ILCS 5/11-1-1), authorizes the Village to pass and enforce all necessary police ordinances; and,

WHEREAS, the Village has determined that prohibiting vandalism will protect and promote the public health, safety, and welfare of its citizens; and,

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, and each of them, 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 hereby further amended in Title 9, (“Public Peace, Morals and Welfare”) by adding in an entirely new subsection 9.28.040 as follows:

9.28.040 – Vandalism

(a) It is unlawful for any person to injure, deface, mutilate or otherwise interfere with another’s property that would incur cost to remediate, restore, or clean the property to its previous condition.

(b) Any person who violates any provision of this subsection 9.28.040 shall be shall be subject to the General Penalty provision of the Village Code.

(c) Notwithstanding paragraph (b) above, any person who violates any provision of this subsection 9.28.040 shall be required to make restitution, as provided by law, to the owner of the property in an amount not to exceed actual cost to repair, replace, or clean the property to its previous condition.

SECTION 3: 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 4: 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 5: 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 ____ day of _____, 2012.

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

**Village Board
Agenda Memorandum**

To: Mayor & Village Board

From: Chief Kevin W. Shaughnessy

KW

Date: March 19, 2012

Re: **Informative Presentation by Municipal Collections of America**

BACKGROUND/HISTORY

The Lemont Police Department currently uses NCI for collections of unpaid ordinance, and parking violations. Municipal Collections of America (MCA) has provided service for nearly 20 years. MCA is an innovative company that finds new ways to increase their return on unpaid debts. MCA introduced Operation Bootlock to the Finance Committee of the South Suburban Mayors and Managers Association in 2011. The program would allow for establishment of a boot/tow ordinance to increase compliance and return in lost revenue.

PROS/CONS/ALTERNATIVES (IF APPLICABLE)

Transmittal of data from Legal Tracker 2.0 to new collection agency.
Transition from the current collection agency to the new agency.

RECOMMENDATIONS

To pass this resolution.

ATTACHMENTS

Resolution.

SPECIFIC VILLAGE BOARD ACTION REQUIRED

The Board is required to pass a resolution.

**Village Board
Agenda Memorandum**

Item #

to: Mayor & Village Board

from: Ben Wehmeier, Village Administrator
George Schafer, Assistant Village Administrator
Jeff Stein, Village Attorney

Subject: Local Debt Recovery Program

date: Mar 14, 2012

BACKGROUND/HISTORY

In December of 2011, the Illinois General Assembly approved PA 97-0632, also known as the Local Debt Recovery Program. The program works by an Intergovernmental Agreement being signed with the State Comptroller's Office and the local municipality. The municipality transmits to the Comptroller's Office debt owed to the local municipality. Prior to the state issuing a state income tax refund, commercial payment, lottery winning, pension payment, or payroll check, the amount owed to the municipality is deducted from the check, ultimately being paid to the municipality being owed.

RECOMMENDATION

Staff is seeking guidance if the Village is interested in this tool as a method to collect debt owed to the Village.

ATTACHMENTS (IF APPLICABLE)

Comptroller Summary of Local Debt Recovery Program
Example Draft of Intergovernmental Agreement

DRAFT

**INTERGOVERNMENTAL AGREEMENT
BY AND BETWEEN
THE ILLINOIS OFFICE OF THE COMPTROLLER
AND
(NAME OF LOCAL UNIT OF GOVERNMENT)
REGARDING ACCESS TO THE COMPTROLLER'S LOCAL DEBT RECOVERY
PROGRAM**

This Intergovernmental Agreement (“the Agreement”) is hereby made and entered into as of the date of execution by and between the Illinois Office of the Comptroller (hereinafter “IOC”) and [name of 10.05d unit of government] (hereinafter “the local unit”), in order to provide the named local unit access to the Local Debt Recovery Program for purposes of collecting both tax and nontax debts owed to the named local unit. Each of the parties hereto is a “public agency” as defined in Section 2 of the Intergovernmental Cooperation Act [5 ILCS 220/2].

WHEREAS, both the State of Illinois and the local unit have a responsibility to collect debts owed to its respective public bodies;

WHEREAS, IOC operates a system, known as the Comptroller’s Offset System (hereinafter, “the System”), for collection of debt owed the State by persons receiving payments from the State;

WHEREAS, the Illinois General Assembly specifically provided for the ability of the local unit to utilize the System when it amended Section 10.05 and added Section 10.05d to the State Comptroller Act [P.A. 97-632; 15 ILCS 405/10.05 and 10.05d];

WHEREAS, IOC and the local unit are empowered under the Illinois Constitution [Ill. Const., Art. VII, Sec. 10], Section 3 of the Intergovernmental Cooperation Act [5 ILCS 220/3], and Section 10.05d of the State Comptroller Act (hereinafter, “the Act”) [15 ILCS 405/10.05d] to contract with each other in any manner not prohibited by law;

NOW THEREFORE, in consideration of the foregoing recitals and the mutual covenants and promises contained herein, the sufficiency of which is hereby acknowledged, the parties do hereby agree as follows:

Article I – Purpose

The purpose of the Agreement between the IOC and the local unit is to establish the terms and conditions for the offset of the State’s tax and nontax payments in order to collect tax and nontax debts owed to the local unit.

Article II – Authority

The authority for State payment offset is granted under Section 10.05 of the Act [15 ILCS 405/10.05] and the authority for entering into this Agreement is granted under Section 10.05d of the Act [15 ILCS 405/10.05d], Section 3 of the Intergovernmental Cooperation Act [5 ILCS 220/3], and Article VII of the Illinois Constitution [Ill. Const., Art. VII, Sec. 10].

Article III – State Payment Offset Requirements and Operations

A. Legal Requirements. The offset of State payments shall be conducted pursuant to the authority granted in Section 10.05 and 10.05d of the Act [15 ILCS 405/10.05 and 10.05d] and the requirements set forth in this Agreement.

1. Due Process & Notification.

- (a) Before submitting a debt to IOC for State payment offset, the local unit must comply with all of the notification requirements of this Agreement. For purposes of this Agreement, notification of an account or claim eligible to be offset shall occur when the local unit submits to IOC the following information:
 - (i) the name and address and/or another unique identifier of the person against whom the claim exists;
 - (ii) the amount of the claim then due and payable to the local unit;
 - (iii) the reason why there is an amount due to the local unit (i.e., tax liability, overpayment, etc.);
 - (iv) the time period to which the claim is attributable;
 - (v) the local entity to which the debt is owed;
 - (vi) a description of the type of notification has been given to the person against whom the claim exists and the type of opportunity to be heard afforded such person;
 - (vii) a statement as to the outcome of any hearings or other proceedings held to establish the debt, or a statement that no hearing was requested; and,
 - (viii) the date of final determination of the debt.

- (b) IOC will not process a claim under the Agreement until notification has been received from the local unit that the debt has been established through notice and opportunity to be heard.
- (c) The local unit is required to provide the debtor with information about a procedure to challenge the existence, amount, and current collectability of the debt prior to the submission of a claim to IOC for entry into the System. The decision resulting from the utilization of this procedure must be reviewable.

2. Certification.

- (a) The chief officer of the local unit must, at the time the debt is referred, certify that the debt is past due and legally enforceable in the amount stated, and that there is no legal bar to collection by State payment offset (See Appendix A).
- (b) Only debts finally determined as currently due and payable may be certified to IOC as a claim for offset.
- (c) The chief officer of the local unit may delegate to a responsible person or persons the authority to execute the statement of the claim required by the Agreement.
- (d) This delegation of authority shall be made on forms provided by the Comptroller and shall contain a signature sample of the person(s) to whom the delegation is made.
- (e) For purposes of this Agreement, “chief officer of the local unit” means ...

3. Notification of Change in Status.

- (a) The local unit must notify IOC as soon as possible, but in no case later than 30 days, after receiving notice of a change in the status of an offset claim.
- (b) A change in status may include, but is not limited to, payments received other than through a successful offset, the filing of a bankruptcy petition, or the death of the debtor.

B. Operational Requirements. Upon receiving a data file from the local unit pursuant to this Agreement, IOC will perform a match with the local unit’s debt file using a debtor’s social security number, taxpayer identification number, name, address, or other unique identifier. The local unit will receive a weekly file

from IOC indicating the matches, at which time the local unit will update its debtor records.

1. Technical Requirements. IOC agrees to work with the local unit to facilitate information and data procedures as provided for in this Agreement. The local unit agrees to adhere to the standards and practices of IOC when transmitting and receiving data.
2. Fee. A fee shall be charged to the debtor in order to recover the cost to IOC for administrating the System. The fee shall be per payment transaction and shall be \$15, unless the payment is for an amount less than \$30, in which case the fee shall equal to the amount offset. The fee will be deducted from the payment to be offset prior to issuance to the local unit.
3. Offset Notices. IOC will send offset notices to the debtor upon processing a claim under the Act and this Agreement. The notice will state that a request has been made to make an offset against a payment due to the debtor, identify the local unit as the entity submitting the request, provide the debtor with a phone number made available pursuant to Article III, Paragraph B, Section 6 of the Agreement, and inform the debtor that they may formally protest the offset within sixty (60) days of the written notice.
4. IOC Protest Process. If a protest is received, IOC will determine the amount due and payable to the local unit. This determination will be made by a Hearing Officer and will be made in light of all information relating to the transaction in the possession of IOC and any other information IOC may request and obtain from the local unit and the debtor subject to the offset. If IOC requests information from the local unit relating to the offset, the local unit will respond within sixty (60) days of IOC's request. IOC may grant the local unit an additional sixty (60) day extension for time to respond.
5. IOC Hearing Officer. The local unit hereby agrees to provide the Hearing Officer with any information requested in an efficient and timely manner in order to facilitate the prompt resolution to protests filed as a result of this Agreement. For purposes of this Agreement, any decision rendered by the Hearing Officer shall be binding on the local unit and shall be the final determination on the matter. The Hearing Officer may continue the review of a protest at his/her discretion in order to assure an equitable resolution.
6. Local Unit Call Center. The local unit hereby agrees to provide a working phone number which IOC will furnish to persons offset under this Agreement. The local unit shall ensure that the phone number is properly staffed in order to provide information about the debt the local unit is

offsetting under this Agreement. The phone number for purposes of this Section and the Agreement is: _____.

7. Debt Priorities. If a debtor has more than one debt, the debt with the oldest date of delinquency shall be offset first.
8. Transfer of Payment. Transfer of payment by IOC to the local unit shall be made in the form of electronic funds transfer (EFT). Nothing in this section or this Agreement shall limit the ability of either party to modify this Agreement at a later date in order to provide for an alternative method(s) of payment transfer.
9. IOC Refunds. If IOC determines that a payment is erroneous or otherwise not due to the local unit, IOC will process a refund of the offset, and refund the amount offset to the debtor. In the event the refund results in only a partial refund to the debtor, IOC will retain the fee referenced in Article III, Paragraph B, Section 2 above. The fee will only be refunded to the debtor in the event of a full refund of the offset amount.
10. Local Unit Refunds. The local unit is responsible for refunding monies to the debtor if an offset occurred due to inaccurate debt information or over collection, and the local unit has already received payment from IOC. IOC will only refund monies in the event that a payment has not yet been made to the local unit.

Article IV – Permissible Use of Information

IOC acknowledges that the local unit is providing sensitive information about local debts for the purpose of conducting offsets under the Agreement. As such, IOC will use the information solely in connection with the Local Debt Recovery Program. IOC shall safeguard the local information in the same manner as it protects State debt information.

The local unit acknowledges that IOC is providing sensitive information about State payments for the purpose of conducting offsets under the Agreement. As such, the local unit will use the information solely in connection with the Local Debt Recovery Program. The local unit shall safeguard State information in the same manner as it protects local debt information.

The parties may use information in any litigation involving the parties, when such information is relevant to the litigation.

Article V – Term of the Agreement and Modifications

The Agreement becomes effective as of the Effective Date and shall remain in effect until it is terminated by one of the parties. Either party may terminate this Agreement by giving the other party written notice at least thirty (30) days prior to the effective date of

the termination. Any modifications to the Agreement shall be in writing and signed by both parties.

Article VI – No Liability to Other Parties

Except for the fees described in Article III, paragraph B, Section 2 above, each party shall be responsible for its own costs incurred in connection with the Agreement. Each party shall be responsible for resolving and reconciling its own errors, but shall not be liable to any other parties for damages of any kind as a result of errors. Each party shall be liable for the acts and omissions of its own employees and agents. The Agreement does not confer any rights or benefits on any third party.

Article VII – Issue Resolution

The parties acknowledge that IOC is ultimately responsible for the development, design and operation of the System. Subject to that understanding, the parties agree to work cooperatively to resolve any matters that arise during the development, design and implementation of the program. If an issue cannot be resolved informally by mutual agreement of staff personnel, then the parties agree to elevate the issue to a senior level manager for resolution of the issue. For purposes of the Agreement, the “senior level managers” are:

1. IOC: Ray Marchiori, Director – Department of Government and Community Affairs
2. Local Unit: (Rep, Title)

Article VIII – Contacts

The points of contacts for this Agreement are:

IOC: Alissa Camp, General Counsel
Illinois Office of the Comptroller
325 West Adams
Springfield, Illinois 62704
Phone: 217/782-6000
Fax: 217/782-2112
E-mail: CampAJ@mail.ioc.state.il.us

Local Unit: _____

(Legal Counsel)

Article IX – Acceptance of Terms and Commitment

The signing of this document by authorized officials forms a binding commitment between IOC and (local unit). The parties are obligated to perform in accordance with the terms and conditions of this document, any properly executed modification, addition, or amendment thereto, any attachment, appendix, addendum, or supplemental thereto, and any documents and requirements incorporated by reference.

By their signing, the signatories represent and certify that they possess the authority to bind their respective organizations to the terms of this document, and hereby do so.

IN WITNESS WHEREOF, the Illinois Office of the Comptroller and (local unit) by the following officials sign their names to enter into this agreement.

ILLINOIS OFFICE OF THE COMPTROLLER

By: _____

Date: _____

Name: Judy Baar Topinka

Title: Comptroller

(LOCAL UNIT)

By: _____

Date: _____

Name:

Title:

Appendix A



STATE OF ILLINOIS
COMPTROLLER
JUDY BAAR TOPINKA

Involuntary Withholding Tape/File Certification Form

Local Unit Name: _____

Tape #/File Type: _____

Record Count: _____

Dollar Amount: _____

Please mark the appropriate box:

Add Tape/File

- The debtor(s) has (have) been sent a notice that a claim has been established against said person thus giving the debtor the opportunity to appeal the determination of the existence and amount of the claim(s).
- No hearing(s) was (were) requested or a hearing(s) was (were) held and the result(s) was (were) that the claim(s) was (were) found to be valid in the amount(s) referenced in the attached record.
- The date(s) of the final determination of the debt(s) for each claim was prior to the date of submittal of the claim to IOC for Local Debt Recovery purposes.

Change Tape/File

- All change transactions contained on the enclosed tape/file meet the criteria for inclusion in the Local Debt Recovery Program.

Delete Tape/File

- All claims contained on the enclosed tape/file no longer meet the criteria for inclusion in the Local Debt Recovery Program, and should be removed from the Program.

I, _____, do hereby certify that all of the debts included on the tape/file are in compliance with the requirements of the State Comptroller Act [15 ILCS 405] and the Intergovernmental Agreement entered into between the above named local unit and the Illinois Office of the Comptroller.

Authorized Signature: _____ **Date:** _____

Local Unit: _____ **Phone #:** _____



STATE OF ILLINOIS
COMPTROLLER
JUDY BAAR TOPINKA

A PARTNERSHIP WITH LOCAL GOVERNMENTS

LOCAL DEBT RECOVERY PROGRAM

THE PROGRAM

Under a measure signed into law in December of 2011, the Local Debt Recovery Program will allow the Illinois Office of the Comptroller to enter into an Intergovernmental Agreement (IGA) with counties, municipalities, school districts, community colleges, public universities and other local governments to collect unpaid debt such as parking tickets, fines, fees, and other types of outstanding obligations.

HOW IT WORKS

- Prior to the Comptroller issuing a state tax refund, commercial payment, lottery winning, retirement or payroll check, the amount owed to the local government plus an administrative fee will be deducted and deposited in the Comptroller's Local Debt Recovery Trust Fund.
- The debtor will be provided with a written notice of the action and has 60 days to protest the deduction with the Illinois Office of the Comptroller.
- If no protest is made at the end of the 60 day period, the amount owed will be transferred to the local unit of government.
- Other payments will be processed as protests are adjudicated.
- Payments to local units of government will be made on a weekly basis and will be consolidated to include all debts owed to the unit of government for that week.
- The same laws governing involuntary withholdings apply to the Local Debt Recovery Program.

Contact the Illinois Office of the Comptroller's Government and Community Affairs Department for more information at (312) 814-2488.

LOCAL DEBT RECOVERY PROGRAM

FREQUENTLY ASKED QUESTIONS

Is there a maximum amount that can be deducted from tax refunds, commercial payments and state payroll checks?

100% of debt owed can be deducted from tax refunds, lottery winnings and commercial payment checks.

However, if a local debt exists from an individual who receives a state payroll check, no more than 25% of the employee's disposable income (i.e. net income) can be deducted.

Local governments may submit claims for the entire amount owed and the Illinois Office of the Comptroller will compute the amount available for debt recovery.

Are any types of state checks exempt from the Local Debt Recovery Program?

Yes, Senior Circuit Breaker, Secretary of State Refund, Illinois Pre-Paid Tuition Trust Fund payments are exempt from the Local Debt Recovery Program as well as any other payments exempt by statute.

Is there a cost to the local government for participating in the Local Debt Recovery program?

No. The program is funded by an administrative fee paid by the individual who owes the debt.

The program will involve some of the local government's staff time to submit debtor records to the Office of the Comptroller and to maintain debtor records after debt as been recovered.

Is there an order of who gets paid first when multiple debts exist?

If an individual or entity owes multiple units of government, state and federal government debts are paid first.

Following that, any debts owed to local governments will be paid on a "first in, first out" manner based on the date that a debt record was placed on the IOC system.

Will Local Debt Recovery Program payments be late like other State of Illinois payments?

No. Once a debt is deducted from a state payment, the amount is transferred into the Local Debt Recovery Trust Fund where it will be held for 60 days to allow a protest process. If no protest is made, the amount will be transferred out of the fund at the end of the 60-day period.

LOCAL DEBT RECOVERY PROGRAM

STATUTE: PA 097-0632

Public Act 097-0632

(HB0384 Enrolled)

AN ACT concerning State government.

Be it enacted by the People of the State of Illinois, represented in the General Assembly:

Section 5. The State Comptroller Act is amended by changing Section 10.05 and by adding Section 10.05d as follows:

(15 ILCS 405/10.05) (from Ch. 15, par. 210.05)

Sec. 10.05. Deductions from warrants; statement of reason for deduction. Whenever any person shall be entitled to a warrant or other payment from the treasury or other funds held by the State Treasurer, on any account, against whom there shall be any then due and payable account or claim in favor of the State, or to the United States upon certification by the Secretary of the Treasury of the United States, or his or her delegate, pursuant to a reciprocal offset agreement under subsection (i-1) of Section 10 of the Illinois State Collection Act of 1986, or a unit of local government, a school district, or a public institution of higher education, as defined in Section 1 of the Board of Higher Education Act, upon certification by that entity then due and payable, the Comptroller, upon notification thereof, shall ascertain the amount due and payable to the State, or to the United States, the unit of local government, the school district, or the public institution of higher education, as aforesaid, and draw a warrant on the treasury or on other funds held by the State Treasurer, stating the amount for which the party was entitled to a warrant or other payment, the amount deducted therefrom, and on what account, and directing the payment of the balance; which warrant or payment as so drawn shall be entered on the books of the Treasurer, and such balance only shall be paid.

The Comptroller may deduct any one or more of the following:

(i) the entire amount due and payable to the State or may deduct a portion of the amount due and payable to the State in accordance with the request of the notifying agency;

LOCAL DEBT RECOVERY PROGRAM

STATUTE: PA 097-0632

(ii) , and may deduct the entire amount due and payable to the United States, or may deduct a portion of the amount due and payable to the United States, in accordance with a reciprocal offset agreement under subsection (i-1) of Section 10 of the Illinois State Collection Act of 1986; or

(iii) the entire amount due and payable to the unit of local government, school district, or public institution of higher education or a portion of the amount due and payable to that entity in accordance with an intergovernmental agreement authorized under this Section and Section 10.05d. No request from a notifying agency, or from the Secretary of the Treasury of the United States, a unit of local government, a school district, or a public institution of higher education for an amount to be deducted under this Section from a wage or salary payment, or from a contractual payment to an individual for personal services, shall exceed 25% of the net amount of such payment. "Net amount" means that part of the earnings of an individual remaining after deduction of any amounts required by law to be withheld.

For purposes of this provision, wage, salary or other payments for personal services shall not include final compensation payments for the value of accrued vacation, overtime or sick leave. Whenever the Comptroller draws a warrant or makes a payment involving a deduction ordered under this Section, the Comptroller shall notify the payee and the State agency that submitted the voucher of the reason for the deduction and he or she shall retain a record of such statement in his or her records. As used in this Section, an "account or claim in favor of the State" includes all amounts owing to "State agencies" as defined in Section 7 of this Act.

However, the Comptroller shall not be required to accept accounts or claims owing to funds not held by the State Treasurer, where such accounts or claims do not exceed \$50, nor shall the Comptroller deduct from funds held by the State Treasurer under the Senior Citizens and Disabled Persons Property Tax Relief and Pharmaceutical Assistance Act or for payments to institutions from the Illinois Prepaid Tuition Trust Fund (unless the Trust Fund moneys are used for child support). The Comptroller and the Department of Revenue shall enter into an interagency agreement to establish responsibilities responsibility, duties, and procedures relating to deductions from lottery prizes awarded under Section 20.1 of the Illinois Lottery Law.

LOCAL DEBT RECOVERY PROGRAM

STATUTE: PA 097-0632

The Comptroller may enter into an intergovernmental agreement with the Department of Revenue and the Secretary of the Treasury of the United States, or his or her delegate, to establish responsibilities, duties, and procedures relating to reciprocal offset of delinquent State and federal obligations pursuant to subsection (i-1) of Section 10 of the Illinois State Collection Act of 1986. The Comptroller may enter into intergovernmental agreements with any unit of local government, school district, or public institution of higher education to establish responsibilities, duties, and procedures to provide for the offset, by the Comptroller, of obligations owed to those entities. (Source: P.A. 97-269, eff. 1-1-12.)

(15 ILCS 405/10.05d new)

Sec. 10.05d. Deductions for delinquent obligations owed to units of local government, school districts, and public institutions of higher education. Pursuant to Section 10.05 and this Section, the Comptroller may enter into intergovernmental agreements with a unit of local government, a school district, or a public institution of higher education in order to provide for (i) the use of the Comptroller's offset system to collect delinquent obligations owed to that entity and (ii) the payment to the Comptroller of a processing charge of up to \$15 per transaction for such offsets. The Comptroller shall deduct, from a warrant or other payment described in Section 10.05, in accordance with the procedures provided therein, its processing charge and the amount certified as necessary to satisfy, in whole or in part, the delinquent obligation owed to the unit of local government, school district, or public institution of higher education, as applicable. The Comptroller shall provide the unit of local government, school district, or public institution of higher education, as applicable, with the address to which the warrant or other payment was to be mailed and any other information pertaining to each person from whom a deduction is made pursuant to this Section. All deductions ordered under this Section and processing charges imposed under this Section shall be deposited into the Comptroller Debt Recovery Trust Fund, a special fund that the Comptroller shall use for the collection of deductions and processing charges, as provided by law, and the payment of deductions and administrative expenses, as provided by law.

LOCAL DEBT RECOVERY PROGRAM

STATUTE: PA 097-0632

Upon processing a deduction, the Comptroller shall give written notice to the person subject to the offset. The notice shall inform the person that he or she may make a written protest to the Comptroller within 60 days after the Comptroller has given notice. The protest shall include the reason for contesting the deduction and any other information that will enable the Comptroller to determine the amount due and payable. The intergovernmental agreement entered into under Section 10.05 and this Section shall establish procedures through which the Comptroller shall determine the validity of the protest and shall make a final disposition concerning the deduction. If the person subject to the offset has not made a written protest within 60 days after the Comptroller has given notice or if a final disposition is made concerning the deduction, the Comptroller shall pay the deduction to the unit of local government, school district, or public institution of higher education, as applicable, from the Comptroller Debt Recovery Trust Fund.

Section 10. The Illinois Income Tax Act is amended by changing Section 911.3 as follows:

(35 ILCS 5/911.3)

Sec. 911.3. Refunds withheld; order of honoring requests. The Department shall honor refund withholding requests in the following order:

- (1) a refund withholding request to collect an unpaid State tax;
- (2) a refund withholding request to collect certified past due child support amounts under Section 2505-650 of the Department of Revenue Law of the Civil Administrative Code of Illinois;
- (3) a refund withholding request to collect any debt owed to the State;
- (4) a refund withholding request made by the Secretary of the Treasury of the United States, or his or her delegate, to collect any tax liability arising from Title 26 of the United States Code;
- (4.5) a refund withholding request made by the Secretary of the Treasury of the United States, or his or her delegate, to collect any nontax debt owed to the United States as authorized under subsection (i-1) of Section 10 of the Illinois State Collection Act of 1986;

LOCAL DEBT RECOVERY PROGRAM

STATUTE: PA 097-0632

- (4.6) a refund withholding request to collect any debt owed to a unit of local government, school district, or public institution of higher education collected under an intergovernmental agreement entered into under Sections 10.05 and 10.05d of the State Comptroller Act;
- (5) a refund withholding request pursuant to Section 911.2 of this Act; and (6) a refund withholding request to collect certified past due fees owed to the Clerk of the Circuit Court as authorized under Section 2505-655 of the Department of Revenue Law of the Civil Administrative Code of Illinois. (Source: P.A. 97-269, eff. 1-1-12.)

Section 15. "An Act concerning State government", approved August 8, 2011, Public Act 97-269, is amended by adding Section 99 as follows:

(P.A. 97-269, Sec. 99 new)

Sec. 99. Effective date. This Act (Public Act 97-269) takes effect on the effective date of this amendatory Act of the 97th General Assembly or January 1, 2012, whichever is earlier.

Section 99. Effective date. This Act takes effect upon becoming law.