



31 West Quincy Street • Westmont, Illinois 60559
Tel: 630-981-6200

Village Board Meeting October 17, 2013 7:00 p.m.

1. Call To Order

2. Roll Call

3. Pledge Of Allegiance

4. Open Forum

Participants are advised that the Open Forum procedure is a privilege and should not be abused. Persons will be recognized, given the chance to speak and then the question or request will be answered, if necessary, referred to Village Staff for a response. Rules of Order and common courtesy will be rendered and expected. Time limit for each person is 3 minutes, unless previous arrangements with the Mayor have been agreed upon.

Items that will take more than 3 minutes should be placed on the next Regular Village Board Meeting Agenda. Contact the Village Manager for placement on the agenda.

5. Reports

a. Board Reports

- Mayor - Emergency Communications Center
- Clerk
- Attorney
- Manager
- Trustees

*Background Of
Subject Matter* *

Type Discussion Only

6. Items To Be Removed From Consent Agenda

7. Consent Agenda (Omnibus Vote)

a. Village Board Minutes

i. Village Board Minutes

Board to consider approving the minutes of the Village Board Meeting of October 3, 2013.

*Background Of
Subject Matter* Required parliamentary procedure.

*Additional
Background* Approval.

Recommendation *

Type Motion

Budgeted N/A

*Budgeted
Explanation* *

Documents: [2013-10-03 VILLAGE BOARD MEETING MINUTES.PDF](#)

b. Finance Ordinance

i. Finance Ordinance #13

Total to be announced at the meeting.

Background Of *
Subject Matter
Type Motion

c. **Purchase Orders**

i. **PO 11032063**

Westmont Chamber of Commerce \$30,000.00

Background Of Economic Development Partnership - Initial payment/start up costs
Subject Matter
Type Purchase Order
Budgeted Yes

Documents: [PO 11032063.PDF](#)

ii. **PO 11032032**

Don Morris Architect \$11,968.79

Background Of September building, clerical and inspection charges.
Subject Matter
Type Purchase Order
Budgeted Yes

Documents: [PO 11032032.PDF](#)

iii. **Total Of Purchase Orders**

\$ 41,968.79

Background Of *
Subject Matter
Type Motion

d. **Total Of Purchase Orders And Finance Ordinance #13**

Total to be announced at the meeting.

Background Of *
Subject Matter
Type Motion

8. **Unfinished Business**

a. **Westmont First Committee**

Board to consider a motion to approve the Mayor's appointment of Shane Johnson of Sweet and Savory to the Westmont First Committee.

Background Of *
Subject Matter
Type Motion

b. **Bradford Real Estate- Mariano's Financial Incentive Package**

Board to approve an ordinance regarding a TIF financial incentive package consisting of a revenue note and an economic development agreement for the purpose of constructing a Mariano's grocery store at 150 W. 63rd Street.

Background Of The \$3 million revenue note plus interest is payable through a 50% rebate of sales
Subject Matter tax generated by this development along with 50% of the TIF real estate tax
generated by this development until the note is paid in full.

Additional Background	The Village is only liable for payments to the extend that it receives real estate and sales taxes as a result of development activity; repayment will not be a general obligation.
Type	Ordinance
Budgeted	N/A

Documents: [WESTMONT MARIANOS DEVELOPMENT AGREEMENT.PDF](#), [2013-10-08 BRADFORD DEVELOPMENT AGREEMENT.PDF](#), [2013-10-08 BRADFORD REVENUE NOTE.PDF](#)

c. **Townhomes Of Fairmont - Amended Agreements**

Board to consider an ordinance approving an Amended Development Agreement and an Amended Recapture Agreement for the Townhomes of Fairmont project located at 6325 Fairview Avenue and 6333 Fairview Avenue.

Background Of Subject Matter	In 2001, the Village Board approved the this project as a planned development.
Additional Background	The Village & developer are now seeking to rectify an oversight, the agreements were never signed & recorded with the County.
Recommendation	Please see attached Request for Board Action from Attorney Zemenak
Type	Ordinance
Budgeted	Yes

Documents: [TOWNHOMESOFFAIRMONTDEVELOPMENT.PDF](#), [2001 DRAFT - FAIRMONT DEVELOPMENT.PDF](#), [2001 DRAFT - FAIRMONT RECAPTURE.PDF](#)

9. **New Business**

a. **114 North Washington Street - Variance Approval Request**

Board to consider an ordinance approving a Zoning Code variance request from Jamie Tinucci to allow for the construction of a front porch larger than 100 square feet with an existing non-conforming front yard setback.

Background Of Subject Matter	The proposal encroaches into the required front yard setback in an R-3 district by approximately 6 feet. Because the front porch is 198 square feet and larger than the allowed 100 square feet, a variance is requested.
Additional Background	At the public hearing a neighbor from 136 N Washington spoke in favor of the request & the adjacent neighbor to the south at 112 N. Washington sent a letter in support, see attached. The Commission voted unanimously to approve.
Recommendation	P&Z Commission noted the homeowners are improving the property by rebuilding the front porch, & safety will be insured. Many of the homes on the block also encroach into the front yard setback, so a precedent would not be set as a result of the variance.
Type	Ordinance
Budgeted	N/A

Documents: [114 N WASHINGTON APPLICATION PACKET.PDF](#), [114 N WASHINGTON - FINDINGS OF FACT.PDF](#), [144 N WASHINGTON - NEIGHBOR SUPPORT LETTER.PDF](#)

b. **Class 21 BYOB License Creation**

Board to consider an ordinance amending Chapter 10 (Alcoholic Beverages), Article II (Retail Licenses), of the Village Code of Ordinances to allow for the creation of a Class 21 BYOB liquor license.

Background Of Subject Matter	Owners of the Humidor Cigar Shop have requested a BYOB for their business. A new ordinance was required due to their business not meeting the requirements of the current Class 16 BYOB license.
Additional Background	Please see the attached summary and proposed ordinance.
Type	Ordinance

Documents: [SUMMARY OF CLASS 21 LIQUOR LICENSE.PDF](#), [BYOB DRAFT ORDINANCE.PDF](#)

c. **Pompei Restaurant - Class 4 Liquor License**

Board to consider an ordinance increasing the number of available Class 4 liquor licenses to accommodate a liquor license request from Pompei Restaurant, located at 200 West Ogden Avenue, Westmont.

<i>Background Of Subject Matter</i>	Pompei Restaurant has applied for a Class 4 liquor license as a new business. A Class 4 liquor license allows for the sale of beer & wine only on the licensed premises. Owners Thomas & Jodie Davino will oversee the day-to-day operations of this business.
<i>Additional Background</i>	Pompei restaurant is tentatively scheduled to open at the end of November 2013. The restaurant will be open from 11:00 a.m. until 9:00 p.m. except for Friday & Saturday nights, it will be open until 10:00 p.m.
<i>Recommendation</i>	Staff recommends approval of this request.
<i>Type</i>	Ordinance

Documents: [POMPEI - REQUEST FOR BOARD ACTION.PDF](#)

d. **Timber Ridge Subdivision - Acceptance Of Public Improvements**

Board to consider an ordinance accepting the public improvements for Timber Ridge Subdivision at Timber Ridge Court and 59th Street.

<i>Background Of Subject Matter</i>	Dan Roberts has completed all required public improvements & Village punch list items pertaining to the 13 lot single family development.
<i>Additional Background</i>	Before final engineering approval can be given & the subdivision security instrument can be released, Village Code requires Village Board acceptance of public improvements. All pertinent Village Divisions have signed off on this request.
<i>Type</i>	Ordinance
<i>Budgeted</i>	N/A

Documents: [TIMBER RIDGE SUBDIVISION - 800 TO 829.PDF](#)

e. **Shannon Lake Subdivision - Acceptance Of Public Improvements**

Board to consider an ordinance accepting the public improvements for Shannon Lake Subdivision, 800 to 829 Shannon Lake Court.

<i>Background Of Subject Matter</i>	Wilmette Construction has completed all required public improvements & Village punch list items pertaining to the 16 lot single family development.
<i>Additional Background</i>	Before final engineering approval can be given & the subdivision security instrument can be released, Village Code requires Village Board acceptance of public improvements. All pertinent Village Divisions have signed off on this request.
<i>Type</i>	Ordinance
<i>Budgeted</i>	N/A

Documents: [SHANNON LAKE SUBDIVISION - 800 TO 829.PDF](#)

f. **Kurtz Ambulance Agreement Extension**

Board consider an ordinance approving an extension to the current TERM of the agreement to provide ambulance service between the Village of Westmont and Kurtz Paramedic Services, Inc.

<i>Background Of Subject Matter</i>	Kurtz Paramedic Services Inc. is requesting an extension to the current TERM of their agreement with the Village to reflect an additional option of three (3) annual renewals for an amount not to exceed 3% of the previous annual contract.
<i>Additional Background</i>	The details to this request is found in the attached letter dated July 24, 2013.
<i>Recommendation</i>	Staff recommends approval of an extension to the current TERM of agreement.
<i>Type</i>	Ordinance

Documents: [KURTZ PARAMEDIC SERVICE.PDF](#)

10. Miscellaneous

11. Executive Session

This Board may adjourn to closed session to discuss matters so permitted and may act upon such matters upon returning to open session.

12. Adjourn

Note: Any person who has a disability requiring a reasonable accommodation to participate in the meeting should contact Mr. R. R. Searl ADA Compliance Officer, 9:00 A.M. to 5:00 P.M. Monday through Friday, Village of Westmont, Illinois, 60559; or telephone (630) 981-6200 voice, or (630) 981-6300 TDD, within a reasonable time before the meeting.