



# Village of Bourbonnais

## REGULAR VILLAGE BOARD MEETING ~ MINUTES ~

August 17, 2009

**CALL TO ORDER:** Village President Paul Schore called the meeting to order at 6:00 p.m. The Pledge of Allegiance was led by Lillee Falkehan, a third grader at Shabonna School and granddaughter of Village of Bourbonnais employee Karen North.

**1. ROLL CALL:** Village Clerk Brian Simeur called roll with the following Trustees present: Trustee Gary Residori, Trustee Vera Amiano, Trustee Bruce Greenlee, Trustee Wayne Baranowski, Trustee Byrne and Trustee Rick Fischer. Also in attendance were Village Administrator Gregg Spathis, Village Treasurer Ron Riebe and Village Attorney Patrick Dunn.

**2. APPROVAL OF MINUTES:** Motion made by Trustee Amiano, seconded by Trustee Fischer, to suspend the reading and approve the minutes of the August 3, 2009 Regular Board Meeting. Motion passed on a voice vote of 6-0.

**3. REPORTS FROM COMMISSIONS AND ADVISORY BOARDS:** none.

**4. BIDS AND QUOTES:** none.

**5. CORRESPONDENCE:** none.

**6. FINANCE COMMITTEE**  
*Trustee Vera Amiano, Chair*

a. **Consideration to Approve Accounts Payable dated August 17, 2009:** Motion made by Trustee Amiano, seconded by Trustee Greenlee, to approve accounts payable.

Roll call vote:	Trustee Residori - Aye	Trustee Byrne - Aye
	Trustee Amiano - Aye	Trustee Baranowski - Aye
	Trustee Greenlee - Aye	Trustee Rick Fischer - Aye

Motion passed on a vote of 6-0.

**7. POLICE COMMITTEE:**  
*Trustee Bruce Greenlee, Chair*

a. Chief Beard said that the Village's new officer in training completed his 2<sup>nd</sup> week of training and is doing well. He also said there is another candidate that is currently going through psychological testing.

**8. COMMUNITY & ECONOMIC DEVELOPMENT: none.**  
*Trustee Vera Amiano, Chair*

**9. PUBLIC WORKS COMMITTEE:**  
*Trustee Gary Residori, Chair*

Trustee Residori reported on the following:  
a. The summer road program is complete.

**10. PARKS & RECREATION COMMITTEE: none.**  
*Trustee Wayne Baranowski, Chair*

**11. FRANCHISE, LICENSE & ADMINISTRATION:**  
*Trustee Wayne Baranowski, Chair*

Ordinance 09-1822 (An Ordinance Authorizing and Approving a Contract for the Purchase of Certain Real Property Commonly Referred to as the Bourbonnais Creek). First Reading.

**12. ANNEXATION, BUILDING & ZONING COMMITTEE:**  
*Trustee Scott Byrne, Chair*

- a. Ordinance 09-1817 (An Ordinance Amending Chapter 2 of the Municipal Code of the Village of Bourbonnais, Illinois Concerning Inspections). First Reading.
- b. Ordinance 09-1818 (An Ordinance Amending Chapter 7 of the Municipal Code of the Village of Bourbonnais, Illinois Concerning Occupancy Inspections). Following first reading by Village Clerk Simeur, a motion was made by Trustee Fischer, seconded by Trustee Amiano, to correct typographical errors in the ordinance prior to second reading. Motion passed on a voice vote of 6-0.
- c. Ordinance 09-1819 (An Ordinance Granting a Special Use Permit to Daley-Mommsen Enterprises, Inc. To Allow A Drive Through Window, For Property Located Within the Village of Bourbonnais, Kankakee County, Illinois). First Reading.
- d. Ordinance 09-1820 (An Ordinance Approving a Preliminary and Final Plat for Heritage Meadows Commercial Subdivision). First Reading.
- e. Ordinance 09-1821 (An Ordinance Amending Chapter 36 Article XI Section 2 of the Municipal Code of the Village of Bourbonnais, Illinois Concerning Special Uses in the B-1 District). First Reading.

**13. COMMUNITY AFFAIRS & SERVICES COMMITTEE:**  
*Trustee Vera Amiano, Chair*

- Gregg Spathis announced that the “Bourbonnais Block Party” will be held August 27<sup>th</sup> through August 31<sup>st</sup>; which will include the Court St. Ford, David Bruce & Napleton auto dealerships.

- Laurie Cyr noted that there will be bands at the block party and Friday night will be “Black Cadillac” and Saturday night will be “Hook on Sonics”. John Casey will be closed from Latham Drive to Independence Drive.

**14. UTILITY COMMITTEE:**

*Trustee Gary Residori, Chair*

- Mike Chamness, Director of Public Works, said that he should have a report for the board soon concerning televising of various sewers lines throughout the Village.
- Mayor Schore said he recently met with the Briarcliff Association to discuss drainage issues. More to follow on this topic.

**15. BUILDINGS & GROUNDS COMMITTEE: none.**

*Trustee Scott Byrne, Chair*

**16. COMMITTEE MEETINGS SET:**

- Public Works/Utility - Thursday, September 3, 2009 at 3:30 p.m.
- Finance - Thursday, September 3, 2009 at 4:15 p.m.

**17. VILLAGE ADMINISTRATOR’S REPORT: none.**

*Gregg Spathis, Administrator*

**18. VILLAGE ATTORNEY’S REPORT: none.**

*Patrick Dunn, Attorney*

**19. VILLAGE PRESIDENT’S REPORT:**

*Paul Schore, Village President*

- Ordinance 09-1816 (An Ordinance Amending Chapter 4, Alcoholic Liquors, Article III, Section 4-39 and Section 4-41 of the Municipal Code of the Village of Bourbonnais, Illinois). Second Reading

Motion made by Trustee Amiano, seconded by Trustee Byrne, to read said ordinance by title only. Motion passed on a voice vote of 6-0.

Motion made by Trustee Byrne, seconded by Trustee Amiano, to adopt said ordinance.

Prior to the vote, Mayor Schore asked if there were any comments from the public. To follow are comments from some of those in attendance at tonight’s meeting.

- Dave Yeates - Owner of Studio Fitness & residing at 1520 Stephanie Lane said they are not opposed to the business (liquor store) that is planning to locate next door, just the location.

- Jennifer Yeates residing at 1520 Stephanie Lane doesn't think that a liquor store is a good fit with the area as there are many children present.
- Scott Mills residing at 305 Anita said that he moved to Bourbonnais because of the environment. He said this area is very safe and he is concerned about the element that will come to the community to patronize the business.
- Dave Coker residing at 870 White Tail Bend, Manteno, IL and a Bethel Baptist Church member said that he wanted to make the Village Board aware of the Bethel Baptist facilities and the heavy use by children. They are not opposed to the store, just the location.
- Kyle Desler residing at 68 St. George and a Deacon at Bethel Baptist said the same thing. This is not the best location for the business.
- Tom Cunnington of 1 Dearborn Square Kankakee and attorney for the business owner wanted to make a couple points:
  - This is a package liquor establishment, not a tavern.
  - The owner has never had any issues with under aged drinking/serving a minor at his present location in Kankakee.
  - This is an approved use for this location.
- Katie Smith residing at 5545 North Road in Bourbonnais, owner of Culver's Restaurant said that this business should enhance her business.
- Terry Smith residing at 12 Cedar Marsh Creek in Savannah, GA said that he is the owner of the property, he's a good landlord and will continue to be so. There will not be any loitering or drinking in the parking lot stating that his lease allows for him to remove ~~tenants~~ tenants that don't comply with the terms of the lease.
- Bryan Allen residing at 900 W. Margaret Lane in Bourbonnais is in opposition of the business in that location. He said this is not a moral issue for Mr. Allen. He stated that the proximity to the schools is a big issue for him also adding that a packaged liquor store is not right for the area. He asked the board to hold off on their vote until the residents can have a bigger say in this matter.
- Jeff Bennett of 605 Independence Drive said that this business will be more of a wine & spirits business as opposed to a package liquor store, which are more upscale than package liquor stores.
- Ron Kinzinger residing at 141 Sugar Loaf said that he did not approve because of the potential of increased foot traffic to that area.
- Evon Mills residing at 305 Anita is opposed because of the kids in the area.

- Trustee Bryne said that this establishment must not be thought of as the package goods stores where people sit and drink on the curb. Neither the landlord nor the Village of Bourbonnais will tolerate any problems with the store.
- Mayor Schore said that this businessman has been looking for a location in Bourbonnais for about 5 years or so. He said that it is a challenge to find the right location for the business. Mayor Schore added that this will be an upscale establishment and will be operated by an owner with a track record. He also went on to say that this town has a lot of folks that take issue with alcohol but, the Village of Bourbonnais does too. The codes have been tightened to ensure that alcohol related businesses are regulated and leave no question about the Village of Bourbonnais' -position on alcohol.
- Trustee Residori states that the residents that talked to him have been generally against this.
- Trustee Greenlee states that he wanted to thank all of those that attended the meeting tonight to express their opinions.
- Village Attorney Dunn said that this Ordinance does more than just create one more package goods license (J). It amends the language on J Class licenses and increases the annual fee.

Roll call vote:            Trustee Residori - Nay            Trustee Byrne - Aye  
                                  Trustee Amiano - Aye            Trustee Baranowski - Nay  
                                  Trustee Greenlee - Nay        Trustee Rick Fischer - Aye  
                                  Mayor Schore - Aye

Motion passed on a vote of 4-3-0.

20. **OLD BUSINESS: none.**

21. **NEW BUSINESS: none.**

22. **PUBLIC COMMENTS:**

- Kyle Desler residing at 68 St. George asked Mayor Schore if the Ordinances that are listed on the agendas could include more information as to what the items are all about.

23. **ADJOURNMENT:** A motion was made by Trustee Residori, seconded by Trustee Baranowski, to adjourn the regular board meeting. Motion passed on a voice vote of 6-0. The meeting adjourned at 6:54 p.m.

*Respectfully Submitted by:*



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**Brian Simeur**  
**Village Clerk**