

PRESIDENT AND BOARD OF TRUSTEES

Regular Meeting Monday, August 7, 2023 6:00 PM

East Dundee Police Station, 2nd Floor Meeting Room 115 E. 3rd Street, East Dundee, IL 60118

- 1. Call to Order
- 2. Roll Call
- 3. Pledge of Allegiance
- 4. Public Comment Please keep comments to 5 minutes or less
- 5. Consent Agenda
 - a. Motion to Approve the Regular Village Board Meeting Minutes Dated July 17, 2023
 - b. Motion to Accept the Warrants List in the Amount of \$837,190.57
 - c. <u>Motion to Approve an Ordinance Amending Section 72.01 of the Village of East</u>
 Dundee Village Code Regarding Parking Regulations
 - d. Motion to Approve a Resolution Authorizing the Village Administrator to Enter into an Agreement with Advanced Automation & Controls, Inc. to Perform SCADA

 Upgrades at the Wastewater Treatment Plant in an Amount Not-To-Exceed \$38,380
 - e. Motion to Approve an Ordinance Establishing the Administrative Procedure for the Village of East Dundee to Determine Eligibility Under the Public Safety Employee Benefits Act
 - f. Advice and Consent to Appointments to the Police Commission and the Arts Council
- 6. Other Agenda Items
 - a. Motion to Approve a Special Event Permit and Depot Rental Application and Approval of a Class F Special Events Liquor License and a Waiver of all Village-Associated Fees for the First Annual East Dundee Wine Walk
 - b. <u>Direction in Response to Proposals Submitted to the Village from the Request for Proposals (RFP) Process to Operate the Depot and Depot Park</u>
 - c. Motion to Approve an Ordinance Approving a Preliminary Planned Unit

 Development Plan For Pal Land, LLC and Pal Land II, LLC Located in the M1, R1,
 and B3 Zoning Districts in East Dundee, ILL (Terra Business Park Phase II)

- d. Motion to Approve a Resolution Waiving Bidding and Approving the Purchase of a 2022 Ford F-350 4x4 Pickup/Utility Box Truck in the Amount of \$72,890.26 from Golf Mill Ford
- e. <u>Motion to Approve an Ordinance Amending Section 157.091 of the Village of East</u>

 <u>Dundee Village Code Regarding Parking within Certain Zoning Districts</u>
- f. <u>Direction in Response to a Proposal to Partner with the Village of West Dundee to Provide Code Enforcement Services to the Village of East Dundee</u>
- g. Motion to Approve an Ordinance Amending Village Code Section 93.11, *Noise*, to Prohibit the Emission of Sound within the Village After 11pm or midnight on Fridays and Saturdays
- 7. Village President and Board Reports
- 8. Staff Reports
- 9. Executive Session
 Closed to the public and media under the provisions of the Illinois Open Meetings Act,
 5ILCS, 120/2, (c)(21) Discussion of Minutes, (c)(11) Pending Litigation, (c)(1) Personnel
 and Legal Counsel, (c)(5) Acquisition of Property, (c)(6) Sale of Property, (c)(3)
 Appointments and (c)(2) Collective Negotiating Matters.
- 10. Adjournment

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CALL TO ORDER

President Lynam called to order the Village of East Dundee Regular Village Board Meeting at 6:00 p.m.

ROLL CALL:

Trustees Mahony, Kunze, Brittin, Saviano, Treiber, Sauder, and President Lynam were present.

Also in attendance: Village Administrator Erika Storlie, Assistant to the Village Administrator / Deputy Clerk Franco Bottalico, Chief of Police Jim Kruger, Director of Public Works Phil Cotter, Building Inspector Chris Ranieri, Village Engineer Joe Heinz, and Village Attorney Caitlyn Culbertson.

PLEDGE OF ALLEGIANCE: Recited

PUBLIC COMMENT:

Pete Perisin – Property Owner of 11 Jackson Street

Mr. Perisin complemented the Village, the Arts Council, and the Muralist on a job well done on the new mural.

Gary Mueller - Property Owner of Rosie O'Hare's Public House 702 Water St.

Mr. Mueller inquired on updates regarding the Water Street water main replacement project.

CONSENT AGENDA:

- a. Motion to Approve the Regular Village Board Meeting Minutes Dated May 15, 2023 and June 26, 2023
- b. Motion to Accept the Warrants Lists in the Amounts of \$220,303.96 and \$137,895.76
- c. Motion to Approve an Ordinance Approving the Plat of Easement Release and Plat of Easement Grant
- d. Motion to Approve the purchase of a 2024 Genie Articulated Boom Lift (Model Z-45 XC) from Altorfer CAT in the amount of \$81,242
- e. Motion to Approve an Ordinance Amending Village Code Section 30.09, *Standing Committees*, and Section 30.18, *Committee of the Whole*, Consolidating the Village of East Dundee's Standing Committees
- f. Motion to Approve an Ordinance Amending Village Code Section 93.11, *Noise*, to Keep the Prohibited Noise Times and Dates Consistent Within the Section and to Match Village Practices
- g. Motion for Approval to Authorize the Release of a Letter of Credit for PAL Land (250 Patricia, East Dundee, IL) in the Amount of \$35,608.08 from Wintrust Bank for Water Main Improvements at this Location

The Board agreed to remove items **e.** and **f.** from the consent agenda for discussion.

Motion to approve items **a., b., c., d.,** and **g.** by Kunze/Brittin

Roll: Ayes -6 – Trustees Mahony, Kunze, Brittin, Saviano, Treiber, and Sauder. Nays -0. Absent -0. Motion carries.

e. Motion to Approve an Ordinance Amending Village Code Section 30.09, *Standing Committees*, and Section 30.18, *Committee of the Whole*, Consolidating the Village of East Dundee's Standing Committees by Mahony/Brittin.

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Trustee Brittin commented on section B and asked to remove the language that describes the fiscal year due to the recent change in fiscal year now commencing in January. She stated the old language may have been there to coincide with elections that occur in April.

A discussion ensued and the Board agreed to amend the motion as follows:

Motion to Approve an Ordinance Amending Village Code Section 30.09, *Standing Committees*, and Section 30.18, *Committee of the Whole*, Consolidating the Village of East Dundee's Standing Committees with Removal of the Word Fscal in Section B by Mahony/Brittin.

Roll: Ayes -6 – Trustees Mahony, Kunze, Brittin, Saviano, Treiber, and Sauder. Nays -0. Absent -0. Motion carries.

f. Motion to Approve an Ordinance Amending Village Code Section 93.11, *Noise*, to Keep the Prohibited Noise Times and Dates Consistent Within the Section and to Match Village Practices by Kunze/Brittin.

A discussion ensued on the discrepancy of noise times within this section and how the change from midnight to 11:00 p.m. may impact local businesses. The Board directed staff to research what Carpentersville and West Dundee have in their code regarding their noise ordinance hours. The Board agreed to table this item to the next meeting.

Motion to Table an Ordinance Amending Village Code Section 93.11, *Noise*, to Keep the Prohibited Noise Times and Dates Consistent Within the Section and to Match Village Practices by Brittin/Mahony.

Roll: Ayes -6 – Trustees Mahony, Kunze, Brittin, Saviano, Treiber, and Sauder. Nays -0. Absent -0. Motion carries.

OTHER AGENDA ITEMS:

a. Motion to Approve an Ordinance Amending the Number of Class A Liquor Licenses (Club Copa Cabana) by Mahony/Sauder.

The applicant was present and gave the Board a background of their plan. They would like to have karaoke and to host small bands. They would continue to also host banquets and hold a banquet license. This would expand their operations.

Administrator Storlie stated that this was on the agenda a few months ago, but the location had some zoning issues that have since be rectified.

Trustee Kunze inquired on noise complaints at this location. Chief Kruger stated that in 2023 there were 7 total calls for service there and zero for noise; 2022 had 18 total calls and 4 for noise; 2021 had 26 total calls and 10 for noise. He stated his staff has not seen large band events this calendar year.

The applicant states they have about 50 events throughout the year. The applicant also states that they have surveillance cameras on site, as well as security patrolling their parking lot.

Village staff will reach out to ComEd regarding the lights on the pole at their location to have them moved.

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Roll: Ayes -5 – Trustees Mahony, Kunze, Brittin, Saviano, and Sauder. Nays -1 – Treiber. Absent -0. Motion carries.

b. Motion to Approve a Resolution Awarding a Bid to Arrow Road Construction Company in the Amount of \$375,527.00 for the 2023 Street Improvement Project and Authorize a Total Expenditure of Up to the Budgeted Amount of \$471,700.00 by Brittin/Saviano.

Trustee Kunze inquired about spot pavement patching and curb repairs elsewhere in the Village that is included in this resolution. He asked if the contractor can try to evaluate and patch in The Flats Neighborhood where it borders Carpentersville due to the bad shape it is in.

President Lynam inquired if PW staff can do any patching in house. PW Director Cotter stated that PW staff has rented equipment to do small patches themselves, but larger patches require a contractor who has more resources to handle those larger jobs.

Trustee Brittin commented that this purchase comes in under budget and also includes an additional street within the scope of the contract.

Roll: Ayes -6 – Trustees Mahony, Kunze, Brittin, Saviano, Treiber, and Sauder. Nays -0. Absent -0. Motion carries.

c. Motion to Approve a Resolution Authorizing an Engagement Letter with Griffin Williams McMahon & Walsh LLP by Sauder/Brittin.

Chief Kruger explained that this resolution provides a dual purpose: 1) formalize the temporary agreement the Village has with McMahon for DUI prosecutions; and 2) McMahon will take on role of prosecutor representing the Village for the liquor control commission.

Roll: Ayes -6 – Trustees Mahony, Kunze, Brittin, Saviano, Treiber, and Sauder. Nays -0. Absent -0. Motion carries.

d. Discussion and Direction in Response to a Proposal Made to the Village by Verizon Wireless to enter into a New Lease Agreement for the Placement of Cellular Antennae Equipment on Village Property

Administrator Storlie provided the Board with a background of Verizon's proposal to reduce their monthly lease rent payment to the Village in turn for a longer agreement duration. Staff noted that other municipalities were also approached by Verizon, whom declined Verizon's proposal, and those municipalities have not heard any updates from Verizon with regards to terminating their lease with those respective villages due to declining the proposal.

The Board directed staff to decline this proposal due to less than two years remaining on this current site's lease term.

FINANCIAL REPORTS: None

REPORTS: VILLAGE PRESIDENT and BOARD

Special Village Board Meeting Village of East Dundee Cook and Kane County, Illinois July 17, 2023

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Lynam: Updated on the potential candidates he has lined up to serve on the Police Commission and Arts Council. He also offered IML training to staff, elected, and appointed officials to attend as training. He thanked Pete Perisin and the Arts Council for allowing the Arts Council to have the mural placed there. **Brittin:** Announced a new box with Village meeting agendas placed for the public, that is located outside of Village Hall. She inquired on how to communicate to commission and committee appointed members that their role serves an important part of Village government. She expressed an idea to possibly amend the Village Code to make multiple absences on an advisory body by an official automatically a resignation. The goal is to discourage lack of quorum meeting cancellations.

Kunze: Thanked the other Board members for the Arts Council.

Mahony: Commented on the success of the Arts Council. She inquired on what is the best number to call the police regarding a noise complaint. Chief stated 911 and that the Village doesn't have a 311 non-emergency system.

Sauder: Updated the Board on chalk art that was completed the day prior.

Saviano: None Treiber: None

REPORTS: STAFF

Building: Building Inspector Chris Ranieri updated the Board about River Valley Mall.

EXECUTIVE SESSION: No

Motion to adjourn the regular Village Board meeting at 7:21 p.m. by Brittin/Kunze

| Motion carries by voice vote. | |
|--|----------------------------------|
| Respectfully submitted, | |
| Franco Bottalico | Den |
| | By: |
| | Village President, Jeffrey Lynam |
| Attest: | |
| Assistant to the Village Administrator / | |
| Deputy Village Clerk, Franco Bottalico | |

| | | | toport dates. 1761 | | | 7 tag 00, 2020 00.001 |
|--------------------|---|--------------------------|-----------------------|--------|--------------------------|-----------------------|
| Invoice Number | Description | Invoice Date | Net Invoice Amount | Voided | GL Account Number | |
| AFLAC | | | | | | |
| 717662 | AFLAC | 07/26/2023 | 797.00 | | 27-01-2215 | |
| Total AFLAC | D: | | 797.00 | | | |
| ALLEGRA PRINT | & IMAGING | | | | | |
| 68343 | CALEB BUSINESS CARDS | 07/20/2023 | 40.00 | | 01-12-5630 | |
| Total ALLEG | GRA PRINT & IMAGING: | | 40.00 | | | |
| ALPHA MEDIA LI | LC | | | | | |
| 0923 | OKT FEST BROADCAST | 07/25/2023 | 2,850.00 | | 01-37-5290 | |
| Total ALPHA | A MEDIA LLC: | | 2,850.00 | | | |
| AMS MECHANIC | AL SYSTEMS, INC | | | | | |
| 18226-1 | EDPD QTRLY MAINTE | 07/18/2023 | 2,328.00 | | 01-21-5121 | |
| Total AMS N | MECHANICAL SYSTEMS, INC: | | 2,328.00 | | | |
| AT&T | | | | | | |
| 071323 | ATT W/S | 07/13/2023 | 732.09 | | 60-33-5320 | |
| Total AT&T: | | | 732.09 | | | |
| | ENTERTAINMENT | | | | | |
| 061323 | OKT FEST DEP | 06/13/2023 | 1,000.00 | | 01-37-5290 | |
| Total BASS/ | SCHULER ENTERTAINMENT: | | 1,000.00 | | | |
| | ALES & SERVICE OF IL, INC | 07/00/0000 | 0.040.50 | | 00.00.5444 | |
| 23-1060 | MILK PAIL LS - REBUILT FAILED | 07/20/2023 | 6,212.50 | | 60-33-5141 | |
| Total BENC | HMARK SALES & SERVICE OF IL, | INC: | 6,212.50 | | | |
| | ANUFACTURING, LLC | 07/40/0000 | 0.040.50 | | 0.4.07.70.40 | |
| 071823 | EAST DUNDEE-OPOLY | 07/18/2023 | 9,910.50 | | 01-37-5340 | |
| Total BOAR | D GAME MANUFACTURING, LLC: | | 9,910.50 | | | |
| BONKOSKI LAWI | | | | | | |
| 071923 071923 2 | MOW - 7 MAIDEN MOW VARIOUS ROW AND VILL | 07/19/2023 07/19/2023 | 900.00 4,320.00 | | 01-31-5110 | |
| 071923 2 | MOW VARIOUS ROW AND VILL | 07/19/2023 | 665.00 | | 01-31-5110 60-33-5110 | |
| 071923 2 | MOW VARIOUS ROW AND VILL | 07/19/2023 | 520.00 | | 60-33-5111 | |
| Total BONK | OSKI LAWN CARE, INC.: | | 6,405.00 | | | |
| CEDTIEIED DAI A | ANCE & SCALE CORP | | | | | |
| 25687Q | WW LAB & EQUIPMENT MAINTE | 07/19/2023 | 732.00 | | 60-33-5291 | |
| Total CERTI | IFIED BALANCE & SCALE CORP: | | 732.00 | | | |
| | D & SAFETY | | | | | |
| CINTAS FIRST AI | | | | | | |
| 4162010050 | MATS - VH | 07/19/2023 | 30.17 | | 01-12-5110 | |

| | | · | toport datos. 170 | 172020 07 | 772020 | 7 tag 00, 2020 00:001 W |
|----------------|-------------------------------|--------------|-----------------------|-----------|-------------------|-------------------------|
| Invoice Number | Description | Invoice Date | Net Invoice Amount | Voided | GL Account Number | |
| | | | | - | | |
| Total CINT | AS FIRST AID & SAFETY: | | 79.36 | - | | |
| CLOWNING ARC | OUND ENTERTAINMENT, INC | | | | | |
| 071823 | OKT FEST INFLATABLES | 07/18/2023 | 5,572.00 | _ | 01-37-5330 | |
| Total CLOV | WNING AROUND ENTERTAINMENT, | INC: | 5,572.00 | _ | | |
| COM ED | | | | | | |
| 071223 | COM ED VH | 07/12/2023 | 60.31 | | 01-31-5510 | |
| 071223 | COM ED STREETS | 07/12/2023 | 104.19 | _ | 28-01-5510 | |
| Total COM | ED: | | 164.50 | | | |
| DIRECT ENERG | Υ | | | - | | |
| 231790051998 | STREET LIGHTS | 06/25/2023 | 214.75 | | 01-31-5510 | |
| 231790051998 | W & WW UTILITIES | 06/25/2023 | 5,026.30 | | 60-33-5510 | |
| T (DIDE | OT ENERGY | | | - | | |
| IOTAI DIRE | CT ENERGY: | | 5,241.05 | - | | |
| DON HEDEKER | | | | | | |
| 013123 | POLKAHOLICS | 01/31/2023 | 1,200.00 | _ | 01-37-5290 | |
| Total DON | HEDEKER: | | 1,200.00 | _ | | |
| DUNDEE NAPA | AUTO PARTS | | | | | |
| 451995 | EXHAUST FLUID #36 | 07/24/2023 | 30.16 | | 01-31-5120 | |
| 451818 | BRAKE PARTS CLEANER | 07/21/2023 | 10.17 | _ | 01-31-5630 | |
| Total DUNI | DEE NAPA AUTO PARTS: | | 40.33 | _ | | |
| DW-SERVANT F | UND (EAST DUNDEE) LLC | | | | | |
| 07252023 1 | BDD DUNDEE GATEWA | 07/25/2023 | 4,166.67 | _ | 33-01-5876 | |
| Total DW-S | SERVANT FUND (EAST DUNDEE) LL | _C: | 4,166.67 | _ | | |
| EAST DUNDEE I | POLICE PENSION FUND | | | | | |
| 23023 | 2ND POLICE PENSION ADDL P | 07/19/2023 | 360,562.07 | _ | 01-21-5055 | |
| Total EAST | DUNDEE POLICE PENSION FUND | : | 360,562.07 | | | |
| ELROD FRIEDM | AN LLP | | | | | |
| 063023 | PROFESSIONAL SERVICES | 06/30/2023 | 6,233.00 | | 01-12-5230 | |
| 063023 | POLICE LEGAL | 06/30/2023 | 784.50 | | 01-21-5230 | |
| 063023 | TIF 3 DOWNTOWN | 06/30/2023 | 7,518.50 | | 39-01-5230 | |
| 063023 | PW WATER FUND | 06/30/2023 | 352.00 | | 60-33-5230 | |
| 063023 | 590 HEALY RD | 06/30/2023 | 430.50 | _ | 85-01-2395 | |
| Total ELRC | DD FRIEDMAN LLP: | | 15,318.50 | _ | | |
| FALCON MOVIN | G | | | | | |
| 19060 | COPIER MOVE | 07/25/2023 | 967.50 | - | 01-12-5110 | |
| Total FALC | ON MOVING: | | 967.50 | - | | |
| FAST MRO SUP | PLIES, INC | | | | | |
| 7345 | SHOP SUPPLIES | 07/07/2023 | 181.78 | | 01-31-5630 | |
| | | | | | | |

| | | I | Report dates: 7/31 | 12023-8/1 | 7/2023 | Aug 03, 2023 03:33PM |
|-----------------------------|---|---|-----------------------|-----------|-------------------|----------------------|
| Invoice Number | Description | Invoice Date | Net Invoice Amount | Voided | GL Account Number | |
| 7345 | SHOP SUPPLIES | 07/07/2023 | 181.77 | | 60-33-5630 | |
| Total FAST | MRO SUPPLIES, INC: | | 363.55 | | | |
| EL COD BROTHE | -ne | | | | | |
| 070123 | GARBAGE | 07/01/2023 | 22,566.08 | | 01-33-5180 | |
| Total FLOC | DD BROTHERS: | | 22,566.08 | | | |
| FUN FUNKY FAE | 3 | | | | | |
| 071223 | FACE PAINTING WDW | 07/12/2023 | 294.00 | | 01-37-5290 | |
| Total FUN I | FUNKY FAB: | | 294.00 | - | | |
| CALLS DADENT | HOLDINGS, LLC | | | | | |
| 25068432 | USB BATTERY CORD/HOLSTE | 07/14/2023 | 105.85 | | 01-21-5630 | |
| Total GALL | S PARENT HOLDINGS, LLC: | | 105.85 | | | |
| 0015 MILL MOT | TOR 041 F0 | | | | | |
| GOLF MILL MOT 221599 | PURCHASE PW UTILITY TRUCK | 07/26/2023 | 72,890.26 | | 32-31-5930 | |
| Total GOLF | MILL MOTOR SALES: | | 72,890.26 | | | |
| | | | | | | |
| 17376 | MS MCMAHON & WALSH LLP LOCAL PROSECUTIONS | 07/25/2023 | 2,250.00 | | 01-21-5230 | |
| 17376-1 | LOCAL PROSECUTIONS | 07/25/2023 | 3,750.00 | | 01-21-5230 | |
| | | *************************************** | | | | |
| Total GRIF | FIN WILLIAMS MCMAHON & WALSH | HLLP: | 6,000.00 | | | |
| HAWKINS, INC. | | | | | | |
| 6525508 | WATER CHEMICALS | 07/15/2023 | 110.00 | | 60-33-5650 | |
| 6525509 | WATER CHEMICALS | 07/15/2023 | 10.00 | | 60-33-5650 | |
| 6531807 | WW CHEMICALS | 07/19/2023 | 6,382.85 | | 60-33-5651 | |
| Total HAW | KINS, INC.: | | 6,502.85 | | | |
| HELPING HAND | IT | | | | | |
| 23-43498 | IT SERVICES | 07/17/2023 | 70.00 | | 01-12-5286 | |
| Total HELP | ING HAND IT: | | 70.00 | | | |
| III EI EVENTO IN | 0 | | | | | |
| 071823 | HI FI EVENTS SOUND AND LIG | 07/18/2023 | 1,700.00 | | 01-37-5330 | |
| Total HI FI | EVENTS INC: | | 1,700.00 | | | |
| HOME DEPOT | | | | | | |
| 071323 | OAK FILL STICK | 07/13/2023 | 6.98 | | 01-12-5110 | |
| Total HOMI | E DEPOT: | | 6.98 | | | |
| | ONMENTAL CONSULTING | 06/20/2022 | 40 400 50 | | 60 22 F204 | |
| 1056 | HUGHES ENVIR | 06/30/2023 | 10,462.50 | | 60-33-5291 | |
| Total HUGH | HES ENVIRONMENTAL CONSULTIN | G: | 10,462.50 | | | |
| | | | | | | |

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|------------------------------------|--------------------------------|--------------|-----------------------|--------|-------------------|------------|
| Invoice Number | Description | Invoice Date | Net Invoice Amount | Voided | GL Account Number | |
| ILLINOIS PUBLIC | C DISK EIIND | | | | | |
| 79376 | W/C ADMIN | 07/12/2023 | 779.21 | | 01-12-5520 | |
| | | | | | | |
| 79376 | W/C FIN | 07/12/2023 | 584.41 | | 01-14-5520 | |
| 79376 | W/C PD | 07/12/2023 | 3,183.71 | | 01-21-5520 | |
| 79376 | W/C BLDG | 07/12/2023 | 389.61 | | 01-25-5520 | |
| 79376 | W/C W/S | 07/12/2023 | 592.13 | | 01-31-5520 | |
| 79376 | W/C PW | 07/12/2023 | 562.93 | | 60-33-5520 | |
| Total ILLING | OIS PUBLIC RISK FUND: | | 6,092.00 | | | |
| ILLINOIS STATE | POLICE BUREAU OF ID | | | | | |
| 20230604110 | BACKGROUND CHECKS | 06/01/2023 | 28.25 | | 01-12-5290 | |
| Total ILLIN | OIS STATE POLICE BUREAU OF ID: | | 28.25 | : | | |
| IMPACT NETWO | RKING | | | | | |
| 3005097 | COPIER C368 CONTRACT | 07/18/2023 | 255.20 | | 01-12-5340 | |
| Total IMPA | CT NETWORKING: | | 255.20 | | | |
| LAUDERDALE E | LECTRIC, INC. | | | | | |
| 9102 | VH LIGHTING | 04/27/2023 | 176.74 | | 01-12-5110 | |
| 9102 | POLICE LIGHTING | 04/27/2023 | 176.74 | | 01-21-5121 | |
| 9233 | STREET LIGHT MAINT | 07/24/2023 | 300.00 | | 01-31-5150 | |
| 3200 | OTTLET FIOTH WAIN | 01/24/2020 | | | 01-01-0100 | |
| Total LAUD | ERDALE ELECTRIC, INC.: | | 653.48 | | | |
| MAURO SEWER | CONSTRUCTION | | | | | |
| 2308.1 | WATER ST WATER MAIN | 07/10/2023 | 255,329.10 | | 34-01-5950 | |
| Total MAUF | RO SEWER CONSTRUCTION: | | 255,329.10 | | | |
| MENAPOS - CAE | RPENTERSVILLE | | | | | |
| 8888 | | 07/12/2022 | 11 25 | | 01 21 5106 | |
| 0000 | CABLES FOR ADIRONDACK CH | 07/13/2023 | 44.35 | - | 01-31-5196 | |
| Total MENA | ARDS - CARPENTERSVILLE: | | 44.35 | | | |
| MOTOROLA SOI | LUTIONS INC | | | | | |
| 8281667946 | RADIO DISPATCHING | 08/12/2023 | 1,217.64 | - | 01-21-5360 | |
| Total MOTO | DROLA SOLUTIONS INC: | | 1,217.64 | | | |
| NORTHWESTER | N MEDICINE OCCUPATIONAL HEAL | т | | | | |
| 541603 | DRUG SCREENINGS | 06/30/2023 | 293.00 | | 01-31-5240 | |
| Total NOR1 | THWESTERN MEDICINE OCCUPATION | ONAL HEALT: | | | | |
| | | | 293.00 | | | |
| P.F. PETTIBONE | <u> </u> | | | | | |
| 184186 | OFFICE SUPPL - ENVELOPES | 07/12/2023 | 498.90 | | 01-21-5610 | |
| Total P.F. F | PETTIBONE: | | 498.90 | | | |
| OIMPLIEUE ! O | | | | | | |
| SIMPLIFILE, LC 398580518581 | LEIN RELEASE | 07/06/2023 | 80.25 | | 60-33-5230 | |
| | | | | | | |

| | | | Report dates. 1131 | 12023-01 | 7/2023 | Aug 03, 2023 03.33FW |
|----------------|----------------------------|--------------|-----------------------|----------|-------------------|----------------------|
| Invoice Number | Description | Invoice Date | Net Invoice Amount | Voided | GL Account Number | |
| Total SIMF | PLIFILE, LC: | | 80.25 | | | |
| STANDARD FO | UIPMENT COMPANY | | | | | |
| 10891 | SWEEPER SERVICE | 07/13/2023 | 2,842.83 | - | 01-31-5120 | |
| Total STAN | NDARD EQUIPMENT COMPANY: | | 2,842.83 | | | |
| 9204297809 | ICAL CHARGE KITS | 07/14/2023 | 389.38 | - | 01-21-5611 | |
| Total STR | YKER MEDICAL: | | 389.38 | | | |
| THE BLUE LINE | <u> </u> | | | | | |
| 44702 | RECRUITMENT | 04/04/2023 | 298.00 | | 01-21-5580 | |
| Total THE | BLUE LINE: | | 298.00 | - | | |
| THE EMPIRE AG | GENCY | | | | | |
| 072523 | THE PRINCE EXPERIENCE | 07/25/2023 | 3,000.00 | | 01-37-5290 | |
| Total THE | EMPIRE AGENCY: | | 3,000.00 | - | | |
| USA BLUEBOO | K | | | | | |
| 75266 | W LAB SUPPLIES | 07/18/2023 | 872.75 | | 60-33-5630 | |
| Total USA | BLUEBOOK: | | 872.75 | | | |
| VASSMER FOO | D LLC | | | | | |
| 071223 | BALLOON TWISTER | 07/12/2023 | 350.00 | - | 01-37-5290 | |
| Total VASS | SMER FOOD LLC: | | 350.00 | | | |
| VERIZON WIRE | LESS | | | | | |
| 9939246851 | VERIZON ADMIN | 07/10/2023 | 79.96 | | 01-12-5320 | |
| 9939246851 | VERIZON FIN | 07/10/2023 | 79.92 | | 01-14-5320 | |
| 9939246851 | VERIZON PD | 07/10/2023 | 276.02 | | 01-21-5320 | |
| 9939246851 | VERIZON B&Z | 07/10/2023 | 43.91 | | 01-25-5320 | |
| 9939246851 | VERIZON SWR/WTR | 07/10/2023 | 259.43 | | 01-31-5320 | |
| 9939246851 | VERIZON PW | 07/10/2023 | 143.16 | | 60-33-5320 | |
| 9939639280 | W/WW DIALER MODEMS | 07/14/2023 | 37.16 | - | 60-33-5320 | |
| Total VERI | ZON WIRELESS: | | 919.56 | = | | |
| VILLAGE OF CA | ARPENTERSVILLE | | | | | |
| 080123 | NATIONAL NIGHT OUT INFLATA | 08/02/2023 | 250.00 | - | 01-21-5580 | |
| Total VILL | AGE OF CARPENTERSVILLE: | | 250.00 | | | |
| VISU-SEWER O | F ILLINOIS LLC | | | | | |
| 9574 | STORM LINE JOINT GROUTING/ | 10/18/2022 | 11,440.00 | - | 01-31-5140 | |
| Total VISU | I-SEWER OF ILLINOIS LLC: | | 11,440.00 | | | |
| WAGEWORKS, | INC | | | | | |
| 5450479 | HEALTHCARE BENEFIT | 07/25/2023 | 176.00 | | 01-12-5060 | |
| | | | | | | |

| VILLAGE OF EAST DUNDEE | Warrant Report August 7, 2023 | Page: 6 |
|------------------------|----------------------------------|----------------------|
| | Report dates: 7/31/2023-8/7/2023 | Aug 03, 2023 03:33PM |

| Invoice Numb | er Description | Invoice Date | Net Invoice Amount | Voided | GL Account Number |
|--------------|----------------------|--------------|-----------------------|--------|-------------------|
| Total WA | GEWORKS, INC: | | 176.00 | | |
| WBK ENGINE | ERING, LLC | | | | |
| 24372 | NICOR WETLAND REVIEW | 07/01/2023 | 1,045.00 | | 01-31-5220 |
| Total WB | K ENGINEERING, LLC: | | 1,045.00 | | |
| WEX INC | | | | | |
| 91591176 | FUEL CHARGES PD | 07/23/2023 | 3,709.46 | | 01-21-5620 |
| 91591176 | B&Z FUEL | 07/23/2023 | 78.13 | | 01-25-5620 |
| 91591176 | FUEL CHARGES PW | 07/23/2023 | 729.25 | | 01-31-5620 |
| 91591176 | WW/TT WATER/ICE | 07/23/2023 | 4.39 | | 01-37-5631 |
| 91591176 | FUEL CHARGES WS | 07/23/2023 | 1,312.51 | | 60-33-5620 |
| Total WE | X INC: | | 5,833.74 | | |
| Grand To | otals: | | 837,190.57 | | |

Report Criteria:

Detail report.

Invoices with totals above \$0.00 included.

Paid and unpaid invoices included.

Memorandum

To: Village President and Board of Trustees

From: Erika Storlie, Village Administrator

Subject: Village Code Update – Parking adjacent to Village Hall

Date: August 7, 2023



Action Requested:

Staff recommends Village Board adoption of an ordinance amending Section 72 of the Village of East Dundee Village Code to provide for 2-hour parking adjacent to Village Hall instead of 30-minute parking.

Summary:

The current Village Code limits parking adjacent to Village hall to 30 minutes between the hours of 9am and 5pm. This limit has proven to be insufficient for residents and visitors conducting business at the Village Hall or the Police Station. Staff recommends the limit be increased to 2 hours and the time be adjusted to start at 8am instead of 9am.

| Street | Location | Side of Street | Special Provisions |
|--------|--------------|----------------|---|
| | Village Hall | | 30 minute 2 hour maximum, from 9:00 a.m. to 5:00 p.m. |
| | | | 8:00a.m. to 5:00p.m. |

Attachments:

Ordinance Exhibit

ORDINANCE NUMBER 23-

AN ORDINANCE OF THE VILLAGE OF EAST DUNDEE, COOK AND KANE COUNTIES, ILLINOIS, AMENDING SECTION 72.01 OF THE VILLAGE OF EAST DUNDEE VILLAGE CODE REGARDING PARKING REGULATIONS

WHEREAS, the Village of East Dundee ("Village") is a home rule unit of local government pursuant to Section 6 of Article VII of the Constitution of the State of Illinois, and has the authority to exercise any power and perform any function pertaining to its government and affairs; and

WHEREAS, the Village desires to amend Section 72.01 of the Village of East Dundee Village Code ("Village Code") to provide additional rules and regulations relating to parking; and

WHEREAS, the President and Board of Trustees have determined it to be in the best interest of the Village to amend the Village Code to provide for maximum parking times in front of Village Hall; and

NOW THEREFORE BE IT ORDAINED BY THE VILLAGE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF EAST DUNDEE, COOK AND KANE COUNTIES, ILLINOIS, AS FOLLOWS:

SECTION 1: Incorporation. That the recitals above shall be and are hereby incorporated as Section 1 as if restated herein.

SECTION 2: Amendments. Section 72.01 of the Village Code is amended as set forth in **Exhibit A**, attached hereto and incorporated herewith.

SECTION 3: **Continuation**. That all provisions of the Village Code not amended herein shall remain in full force and effect.

SECTION 4: **Severability**. That if any Section, paragraph or provision of this Ordinance shall be held to be invalid and unenforceable for any reason, the invalidity or unenforceability of such Section, paragraph or provision shall not affect any of the remaining provisions of this Ordinance.

SECTION 5: **Repeal**. That all ordinances, resolutions, motions or parts thereof in conflict with this Ordinance shall be hereby repealed.

<u>SECTION 6</u>: **Effect**. That this Ordinance shall be in full force and effect upon its adoption, approval and publication in pamphlet form as provided by law.

| PASSED this | day of | 2023 pursuant to a roll call vote as | |
|------------------------|--------|--------------------------------------|--|
| AYES: | | | |
| | | | |
| | | | |
| | | of2023. | |
| | | Jeffrey Lynam, Village President | |
| ATTEST: | | | |
| | | | |
| Katherine Diehl, Villa | | | |

EXHIBIT A

§ 72.01 PARKING REGULATIONS.

Except when necessary to avoid conflict with other traffic, or in compliance with the law or the directions of a police officer or official traffic-control device, no person shall park a vehicle in any of the following places.

| Street | Location | Side of Street | Special Provisions | Ord. No. | Date Passed |
|---|--|-----------------------|--|----------|-------------|
| | River Valley Square Shopping Center | | Fire lane; 900 feet in length and seven feet wide | 91-14 | 11-18-1991 |
| | Village Hall | | 30 minute 2 hour maximum, from 9:00 a.m. to 5:00 p.m. 8:00a.m. to 5:00p.m. | 89-16 | 9-5-1989 |
| | (a) First three parking stalls on the south side of Barrington Avenue,(b) Two northe<u>r</u>n most parking stalls located adjacent to the Village I | _ | | | |
| Adams Street | Between Second Street and King Williams Street | North | | 86-27 | 10-6-1986 |
| Albert Drive | Between Route 25 and Castle Avenue | North and south | | 15-18 | 4-6-2015 |
| Barrington Avenue | Between Third Street and Meier Street | South | No parking or standing except for a period of time necessary for the loading or unloading of a vehicle, Monday through Friday from 10:00 a.m. to 2:00 p.m. | 14-16 | 7-21-2014 |
| Barrington Avenue | From its intersection with Illinois State Route 68 westerly to its intersection with Van Buren Street | North | | 82-11 | 4-19-1982 |
| Barrington Avenue | Between Second Street and Third Street | North | Except for the allowances for parking at Village Hall. | 67-14 | 9-5-1967 |
| Castle Avenue | North of Albert Drive | West | | 15-18 | 4-6-2015 |
| Dundee Road | From Illinois State Route 25 to Illinois Route 72 | | | 86-08 | 4-21-1986 |
| Frontage Road | | North | | 91-11 | 9-16-1991 |
| Guth Street | Between Greenwood Avenue and Barrington Avenue | West | | 86-27 | 10-6-1986 |
| Guth Street | From north boundary of the private driveway servicing the property commonly known as 21 Guth Street to a point on the west side 100 feet north | West | | 84-11 | 6-18-1984 |
| Guth Street | From the north boundary of the private driveway servicing the property commonly known as 20 Guth Street to a point on the east side 97 feet north | East | | 84-11 | 6-18-1984 |
| Higgins Road, Illinois State Route 72 | From 900 feet west to 500 feet east of the intersection with Rock Road Drive | | | 86-15 | 4-21-1986 |
| Hill Street | Between River Street and Van Buren Street | East and west | No parking for more than 24 hours. No parking within 12 hours after a snowfall of three inches or more has occurred | 15-05 | 2-16-2015 |
| Hill Street | From Van Buren Street east to east end of Hill Street | Either | | 63-8 | 7-1-1963 |
| Hill Street | Between Walter Street and N. River Street | North and south | | 16-16 | 5-16-2016 |
| Hill Street | One parking stall 120 feet west of N. River between signs adjacent to sanitary sewer structure | South | | 16-16 | 5-16-2016 |
| Hill Street Parking Lot | Between Hill Street and Railroad Street | South of Meier Street | 24 hours limit, overnight parking allowed | 16-23 | 7-5-2016 |

| Illinois State Route 25 | Between the north village limits and the south village limits | | | 67-10 | 8-21-1967 |
|--|---|---------------|---|-------|------------|
| Illinois State Route 68; Frontage Road | 535 feet long within the right-of-way immediately west | North | | 91-11 | 9-16-1991 |
| Illinois State Route 72 | From centerline of Fox River Bridge to a point 239 feet east of the centerline of Van Buren Street | Either | | 95-22 | 10-2-1995 |
| Ilinois State Route 72 | From Healy Road to Illinois State Route 25 | Either | | 92-12 | 11-16-1992 |
| llinois State Route | Adjacent to the property commonly known as Santa's Village from its west ingress/egress | North | | 83-18 | 9-6-1983 |
| llinois State Route | From intersection with Illinois State Route 68 westerly to Fox River Bridge | | | 81-15 | 11-2-1981 |
| llinois State Route 72 | From Rock Road to Beverly Road | | | 12-27 | 6-18-2012 |
| ackson Street | Between Water Street and Van Buren Street | East and west | No parking for more than 24 hours. No parking within 12 hours after a snowfall of three inches or more has occurred | 15-05 | 2-16-2015 |
| Johnson Street | Between Van Buren Street and River Street | North | | 96-08 | 3-4-1996 |
| ohnson Street | From South River Street east for a distance of 125 feet | South | | 96-08 | 3-4-1996 |
| ohnson Street | From intersection with Van Buren Street east to the eastern termination of Johnson Street | North | | 83-11 | 6-20-1983 |
| Johnson Street | Between South River Street and South Van Buren Street | South | No parking on Sundays on the south side of Johnson between 7:00 a.m. and 12:00 (noon) | 11-10 | 2-22-2011 |
| King Street | From a point located at the northwest corner of intersection with Illinois State Route 72 to a point 158 feet north | West | | 84-11 | 6-18-1984 |
| King Williams Street | Between North Street and Adams Street | East | | 86-27 | 10-6-1986 |
| Lincoln Avenue | Between Water Street and Wenholz Avenue | South | | 86-27 | 10-6-1986 |
| Maiden Lane | Between Van Buren Street and River Street | Both | | 96-08 | 3-4-1996 |
| Main Street | Between the west side of North River Street and the east side of Water Street | North | 60-minute limit | 59-2 | 3-16-1959 |
| Main Street | Between east end of the Fox River Bridge and the west side of South River Street | South | 60-minute limit | 59-2 | 3-16-1959 |
| Main Street | Three spaces located at northeast corner of 12 East Main Street | | Ingress/egress terminated | 16-21 | 6-20-2016 |
| Main Street Parking Lot | West of River Street | East | 24-hour limit, overnight parking allowed | 16-23 | 7-5-2016 |
| Meier Street | Beginning at a point 68 feet north of the intersection with Railroad Street northerly for a distance of 20 feet to a point 88 feet north of the intersection | West | | 99-02 | 3-21-1988 |
| Meier Street | Between Railroad Street and Barrington Avenue except beginning at a point 68 feet north of the intersection with Railroad Street northerly for a distance of 20 feet to a point 88 feet north of the intersection | East and west | No parking for more than 24 hours | 13-46 | 12-2-2013 |
| Railroad Street | Between River Street and Van Buren Street | East and west | No parking for more than 24 hours. No parking within 12 hours after a snowfall of three inches or more has occurred | 15-05 | 2-16-2015 |

| Railroad Street | From Water Street east to River Street and Van Buren Street to the dead end of Railroad Street | East and west | | 15-05 | 2-16-2015 |
|--------------------|---|---------------|--|-------|-----------|
| Ravine Road | From the intersection of Center Drive eastward to the village corporate limits | | | 94-20 | 9-19-1994 |
| Richardson Road | From intersection of Illinois State Route 25 westward for a distance of 185 feet | Either | | 02-10 | 7-1-2002 |
| River Street | Between Jackson Street and Hill Street | East | 3-hour parking from 7:00 a.m. to 5:00 p.m. | 16-23 | 7-5-2016 |
| River Street | From Hill Street to Railroad Street | East | 3-hour parking from 7:00 a.m. to 5:00 p.m. for first 12 spaces | 16-23 | 7-5-2016 |
| River Street | From Railroad Street to Barrington Avenue | East | 30-minute parking 7:00 a.m. to 5:00 p.m. first two spaces and 3-hour parking 7:00 a.m. to 5:00 p.m. for next 15 spaces | 16-23 | 7-5-2016 |
| River Street | Between Main Street and Jackson Street | East | Thursday through Sunday only from 11:00 p.m. to 3:00 a.m. excludes ride share services (e.g. taxis, Uber, Lift, etc. | 19-24 | 7-8-2019 |
| River Street | From Railroad Street to Barrington Avenue | West | 3-hour parking from 7:00 a.m. to 5:00 p.m. for first 16 spaces and no overnight parking first five spaces | 16-23 | 7-5-2016 |
| South River Street | Between Johnson Street and the northern most entrance to the parking lot commonly known as 10 East Main Street | Both | | 96-08 | 3-4-1996 |
| South River Street | Between the northern most entrance to the parking lot commonly known as 10 East Main Street and Illinois State Route 72 | | | 96-08 | 3-4-1996 |
| Water Street | From intersection with Jackson Street northward to village limits | East | | 85-4 | 3-18-1985 |
| Water Street | From intersection with Main Street northward to village limits | West | | 85-4 | 3-18-1985 |
| Water Street | From intersection with Illinois State Route 72 northerly 110 feet to the north edge of the driveway servicing properties at 5 East Main Street and 7 East main Street | East | | 82-18 | 9-7-1982 |
| Wenholz Avenue | Between Water Street and First Street | North | | 86-27 | 10-6-1986 |
| N/A | It shall be prohibited to park a non-electric vehicle in an electric vehicle charging station designated for use by electric vehicles, vehicle including an electric vehicle charging station on any private or public off-street parking facility. A person may park only an electric vehicle in an electric vehicle charging station space designated for use by electric vehicles. | N/A | Two-hour maximum parking per electric vehicle | 22-37 | 8-8-2022 |
| N/A | Upon any grass, lawn, or dirt on properties. | N/A | None | 22-24 | 6-20-20 |

Memorandum

To: Village President and Board of Trustees

From: Phil Cotter, Director of Public Works

Subject: Upgrades to the Wastewater SCADA System

Date: August 7, 2023



Action Requested:

Staff recommends Village Board approval of a resolution authorizing the Village Administrator to execute an agreement with Advanced Automation & Controls, Inc. to perform upgrades to the Supervisory Control and Data Acquisition (SCADA) system at the Wastewater Treatment Plant in an amount not-to-exceed \$38,380.

Funding Source:

Water and Sewer Operating Fund (60-33-5291)

Summary:

The SY 2023 Budget appropriates \$38,000 for the Village's SCADA consultant to perform upgrades to the SCADA system at the Wastewater Treatment Plant (WWTP). SCADA systems utilize software and hardware to collect and quickly analyze real-time data. East Dundee utilizes two SCADA systems, one for the water treatment/distribution system and the other for the wastewater treatment system, for monitoring and automating the control processes of each treatment system. The following is summary of the proposed SCADA upgrades at the WWTP:

- 1. Purchase and install a replacement SCADA computer.
 - a. New computer will not support the old software licenses.
- 2. Purchase and replace four touch screen panels (nodes).
 - a. These touch screen panels are critical for controlling, monitoring, and alarming the computerized systems at the raw lift station, sludge building, RAS/WAS facility, and oxidation ditch.
- 3. Upgrade Wonderware InTouch software.
 - a. This software is the interface between the control panels and operating systems within the treatment plant (raw lift station, sludge building, RAS/WAS, oxidation ditches).
 - b. The current software version is outdated and no longer supported.
- 4. Upgrade Win911 software.
 - a. This is the alarm notification software.

- b. The current software version is outdated and no longer supported.
- 5. Upgrade XLReporter software.
 - a. This software generates flow data reports.

These budgeted upgrades are essential and critical to operating and monitoring the WWTP and ensuring compliance with Illinois Environmental Protection Agency (IEPA) regulations and the Village's operating permit issued by the IEPA. Advanced Automation & Controls (AAC) has served as the Village's SCADA consultant since 2019 and has been instrumental in maintaining and improving both the wastewater and water SCADA systems. Therefore, staff recommends approval of an agreement with AAC to perform upgrades to the SCADA system at the WWTP, per the attached \$21,320.00 and \$17,060.00 proposals, in an amount not-to-exceed \$38,380.00.

Attachments:

Resolution

Two Proposals from Advanced Automation & Controls, Inc.

RESOLUTION NUMBER -23

A RESOLUTION OF THE VILLAGE OF EAST DUNDEE, COOK AND KANE COUNTIES, ILLINOIS, AUTHORIZING THE VILLAGE ADMINISTRATOR TO ENTER INTO AN AGREEMENT WITH ADVANCED AUTOMATION & CONTROLS, INC. TO PERFORM SCADA UPGRADES AT THE WASTEWATER TREATMENT PLANT IN AN AMOUNT NOT-TO-EXCEED \$38,380

WHEREAS, the Village of East Dundee ("Village") is a home rule unit of local government pursuant to Section 6 of Article VII of the Constitution of the State of Illinois, and has the authority to exercise any power and perform any function pertaining to its government and affairs; and

WHEREAS, the Village owns and operates a Wastewater Treatment Plant; and

WHEREAS, the Village utilizes a Supervisory Control and Data Acquisition (SCADA) system to operate and maintain a Wastewater Treatment Plant; and

WHEREAS, the Village desires to retain the services of Advanced Automation & Controls, Inc. to perform software and hardware upgrades to the SCADA system at the Wastewater Treatment Plant; and

WHEREAS, Village Staff recommends that the Village Board approve a resolution authorizing the Village Administrator to enter into an agreement with Advanced Automation & Controls, Inc. to perform upgrades to the SCADA system at the Wastewater Treatment Plant in an amount not-to-exceed \$38,380.00.

NOW THEREFORE BE IT RESOLVED BY THE VILLAGE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF EAST DUNDEE, COOK AND KANE COUNTIES, ILLINOIS, AS FOLLOWS:

SECTION 1: The Village's corporate authorities approve a resolution authorizing the Village Administrator to enter into an agreement with Advanced Automation & Controls, Inc. to perform upgrades to the SCADA system at the Wastewater Treatment Plant in an amount not-to-exceed \$38,380.00 and further authorize and direct the Village Administrator to execute the Agreement and for the Village Clerk to attest the Agreement.

ADOPTED this 7th day of August, 2023, pursuant to a roll call vote as follows:

| AYES: | | | |
|---------|------|------|--|
| NAYES: | | | |
| ABSENT: | | | |

424186 2

| | APPROVED by me this 7 th day of August, 2023. | |
|---|---|------------------------------|
| | Jeffrey J. Lynam, Village P | resident |
| ATTEST: | | |
| Katherine Diehl, Village Clerk | _ | |
| Published in pamphlet form this Village President and Board of Tr | | , under the authority of the |
| Recorded in the Village records of | on | , 2023. |

424186_2 2

QUOTATION

Phone 815.578.0655 Fax 815.578.0677



780 Ridgeview Drive McHenry, IL 60050

Name Company Mr. Dan Hughes

JOB NUMBER:

N/A

Address

East Dundee WWTP

REFERENCE:

WWTP Remote SCADA Nodes

SCADA Upgrade

Phone Number Fax Number

(224)558-0950

LOCATION:

WWTP

PROPOSAL DATE: July 13, 2023

■ AS SPECIFIED

☐ AS EQUAL

☐ F.O.B. FACTORY

PRICES DO NOT INCLUDE SALES OR USES TAXES

☐ AS ALTERNATIVE

☐ TRSP. PREPAID

TERMS: NET -30 DAYS PER ATTACHED TERMS AND CONDITIONS

| ITEM | QUAN | DESCRIPTION | TOTAL PRICE |
|------|------|--|--|
| | | Advanced Automation and Controls, Inc. is pleased to provide the following quotation for upgrading the SCADA Wonderware license/software at the WWTP. The existing SCADA remote nodes are running on very old Windows XP PCs. The WWTP is experiencing SCADA PC hardware failures. New computers will not support the old licenses. Upgrades are needed. | Pricing Breakdown |
| 1 | 1 | Remote SCADA Nodes (4) SCADA Upgrade Replace the (4) remote SCADA nodes with new computers and the latest licensed versions of Wonderware InTouch. Computer setup, software installation and configuration, and startup KVM Switch and moving existing SCADA PC to Office to act as a Remote View Node | Remote SCADA Nodes SCADA Upgrade: \$21,320.00 |
| | | If you should have any or require further information, please do not hesitate to call. | |

| ACCEPTED THIS DAY OF2023 | PRICE FIRM FOR 30 DAY | 75 |
|--------------------------|--|--|
| | SUBMITTED THIS: | |
| BY: | Advanced Automation & Controls, Inc. BY: | Paul Hedstrom Sr. Application Engineer |

QUOTATION

Phone 815.578.0655 Fax 815.578.0677



780 Ridgeview Drive McHenry, IL 60050

Name Company Mr. Dan Hughes

JOB NUMBER:

N/A

Address

East Dundee WWTP

REFERENCE: WWTP Main SCADA Node

SCADA Upgrade

Phone Number Fax Number

(224)558-0950

LOCATION:

WWTP

PROPOSAL DATE: July 13, 2023

■ AS SPECIFIED

☐ AS EQUAL

☐ F.O.B. FACTORY

PRICES DO NOT INCLUDE SALES OR USES TAXES

☐ AS ALTERNATIVE

☐ TRSP. PREPAID

TERMS: NET -30 DAYS PER ATTACHED TERMS AND CONDITIONS

| ITEM | QUAN | DESCRIPTION | TOTAL PRICE |
|------|------|--|--|
| | | Advanced Automation and Controls, Inc. is pleased to provide the following quotation for upgrading the SCADA Wonderware license/software at the WWTP. The Main SCADA node is running on a virtual operating system because the existing license will not run on Windows 10. The WWTP is experiencing SCADA PC hardware failures. New computers will not support the old licenses. Upgrades are needed. | Pricing Breakdown |
| 1 | 1 | Main SCADA Node Upgrade | |
| | | Dell Workstation Precision 3650 Tower Upgrade the Wonderware InTouch software to the latest version on the Main WWTP SCADA Server. Upgrade Win911 on the Main SCADA node. The village has a current maintenance agreement with Win911, so there is no extra cost for that license, but the modems will have to be upgraded because the existing modems are not supported on the new version of Win911. Install and configure XLReporter on the Main SCADA node to replace proprietary reporting Computer setup, software installation and configuration, and startup | Main SCADA Node SCADA Upgrade: \$17,060.00 |
| | | If you should have any or require further information, please do not hesitate to call. | |

| ACCEPTED THIS | DAY OF | 2023 | PRICE FIRM FOR 30 DAYS | |
|---------------|--------|------|------------------------|--|
| | | | SUBMITTED THIS: | |

| BY: | Advanced Automation | Paul Hedstrom |
|-----|----------------------|-----------------------------|
| | & Controls, Inc. BY: | Sr. Application Engineer |
| | - | g |

www.aacontrolsinc.com

Memorandum

To: Village President and Board of Trustees

From: Brandiss J. Martin, Finance & Administrative Services Director

Subject: Ordinance Establishing Procedures for Administering PSEBA

Date: August 7, 2023



Action Requested:

Staff recommends Village Board approval of an ordinance establishing the administrative procedure for the Village of East Dundee to determine eligibility under the Public Safety Employee Benefits Act (PSEBA).

Funding Source:

General Fund

Summary:

In 1997, Illinois adopted a statute (820 ILCS 320/10a) entitled "Public Safety Employees Benefits Act (PSEBA)." It requires employers of full-time law enforcement and/or firefighters to pay the entire premium of the employer's "basic" group health coverage, for the injured employee, the injured employee's spouse, and dependent children up to the age of twenty-five (25) who suffer a "catastrophic injury" or are killed in the line of duty as a result of:

- The officer's response to fresh pursuit;
- The officer's or firefighter's response to what is reasonably believed to be an emergency;
- An unlawful act perpetrated by another; or
- During the investigation of a criminal act.

The Village staff is seeking to adopt an ordinance that defines the administrative process for approving and maintained these benefits, as well as clarify what qualifies an individual to receive these benefits. Staff has worked with labor counsel to establish the attached ordinance. This ordinance not only establishes an administrative procedure for determining claims for benefits, but also:

- Establishes application and annual renewal process;
- Further defines what parameters must be met to receive PSEBA benefits;

- Requires the former employee to notify the Village when other benefits are available to them; and
- Defines the Village's "basic" plan as the lowest cost plan which is typically the Blue Cross Blue Shield HMO plan. The ordinance allows employees to upgrade to additional plans.

Attachments:

- 1. Ordinance
- 2. PSEBA Application Form
- 3. Medical & General Information Release

AN ORDINANCE ESTABLISHING THE ADMINISTRATIVE PROCEDURE FOR THE VILLAGE OF EAST DUNDEE TO DETERMINE ELIGIBILITY UNDER THE PUBLIC SAFETY EMPLOYEE BENEFITS ACT

WHEREAS, the Public Safety Employee Benefits Act (PSEBA), (the Act), was enacted in November 1997 to provide free health insurance benefits to the full-time police officers, and firefighters who are killed or catastrophically injured in the line of duty; and

WHEREAS, it has been determined by the Village President and Board of Trustees that it is in the best interest of the Village and public safety employees to establish administrative procedures to determine eligibility under the Act by creating a PSEBA application and hearing process; and

WHEREAS, the Village of East Dundee is a home rule municipality and pursuant to the Illinois Constitution, Article VII, Section 6, has certain powers which it is exercising.

NOW, THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF EAST DUNDEE, as follows:

Section I: Purpose.

- A. The purpose of this chapter is to provide a fair and efficient method of determining the eligibility of full-time Village of East Dundee police officers to the benefits enumerated under the Public Safety Employee Benefits Act, 820 ILCS 320/1 et seq. ("PSEBA") through an administrative process, including, if necessary, an administrative hearing. All benefits provided to employees pursuant to the ordinance must be consistent with the PSEBA. Individuals eligible for benefits under the PSEBA will be eligible for benefits under this ordinance (hereinafter referred to as "Applicants").
- B. The Administrative procedure established herein is intended to determine eligibility to receive certain health insurance benefits from the Village. This administrative procedure is not a contract that bestows a benefit or entitlement on any particular individual and may be modified by the Village at any time without notice.
- C. Any full-time police officer, who after November 14, 1997, suffers a catastrophic injury in the line of duty, may apply for health insurance benefits under the Act as set forth below. The same benefits may be extended to the spouse and eligible dependent children of the catastrophically injured police officer killed in the line of duty, provided the conditions as established by the Act are met.

_

Section II: Application Procedure.

A. Application Required. To seek benefits under the Act, a full-time police officer, or in the event of the death or incapacity of the police officer, a family member of the injured or deceased police officer, must file with the Administration and/or Human Resources Department a fully completed PSEBA application, in writing, within 30 calendar days of the granting of a line-of-duty disability pension, or within 30 calendar days of the date of the adoption of this Ordinance in the event that the employee has filed a pension claim prior to the date of adoption of this ordinance, whichever is later.

The Village's PSEBA Application must be completed and submitted with all of the supporting documentation filed with the pension board by the Applicant. Applicant must also submit any other documents or information submitted or identified as exhibits at the pension hearing, and any pension board determination or ruling, documents/information supporting the PSEBA eligibility requirements. Failure to timely file the fully completed application along with submittal of other required information shall result in a forfeiture of the benefits under PSEBA.

Upon request, the Human Resources Director, or their designee, shall furnish a Public Safety Employee Benefit Act application to the Applicant.

- B. Sworn Statement Required. The PSEBA application shall include a sworn and notarized statement explaining how the disabling injury or death directly resulted from:
 - (1) Response to fresh pursuit;
 - (2) Response to what is reasonably believed to be an emergency;
 - (3) Response to an unlawful act perpetrated by another; or
 - (4) A Participation during the investigation of a criminal act.
- C. Medical Release Required. A signed PSEBA medical release authorizing the collection of medical information related to the incident including, but not limited to, the disability pension proceedings, worker's compensation records and medical records, must be submitted with the PSEBA application. The PSEBA medical information release must specify the name, address, email and phone information for pertinent health care provider(s) and hospital(s), along with employee's signature and a witness signature. A review of the PSEBA application will not occur until the PSEBA medical authorization release is submitted.
- D. General Information Release Required. A signed PSEBA general information release authorizing the collection of general information related to the incident, including, but not limited to disability pension proceedings, worker's compensation records and medical records, must be submitted with the application. The PSEBA general information release must specify the name and signature of the employee along with the name and signature of a witness authorizing the collection of information pertinent to the incident review process. A review of the PSEBA application will not occur until the PSEBA general information release is submitted.

E. Other Information. The Human Resources Director, or their designee, may require other information necessary to decide as to whether an administrative hearing is required, including, but not limited to health insurance benefits the employee is currently receiving or is eligible to receive; or, any other health insurance benefits the Applicant or family members are otherwise entitled. The Applicant has an ongoing obligation to update information provided. Failure to do so may result in the denial of benefits.

<u>Section III</u>: Application Review by the Human Resources Director, or their designee, and Notification.

- A. Upon receipt of a fully completed application for PSEBA benefits timely filed, the Human Resources Director, or their designee, shall review the application and supporting documents to make an initial determination regarding the application for benefits. That determination may be:
 - (1) A determination to grant benefits based upon the preliminary record.
 - (2) A determination to deny benefits.
 - (3) The making of such other finding as is consistent with the evidence or by agreement of the Applicant and the Village.
- B. If the Human Resources Director, or their designee, grants the benefit based on the preliminary record and subject to any necessary authorization by the Village Board, the Applicant will be notified and required to make further contact with the Human Resources Director, or their designee, within thirty (30) calendar days for benefit explanation and processing.
- C. If the Human Resources Director, or their designee, denies the benefit based on the preliminary record, the Applicant will receive written notice of such denial and the Applicant shall have the right to request an administrative hearing which must be served in writing to the Human Resources Director, or their designee, not later than 30 calendar days after being served with written notice of the denial. Upon receipt of a timely notice from the Applicant, the Human Resources Director, or their designee, shall schedule an administrative hearing and serve the Applicant with notice of the administrative hearing along with a date for the scheduled administrative hearing.
- D. Failure to request an administrative hearing within 30 calendar days after being served with written notice of the denial of PSEBA benefits by the Human Resources Director, or their designee, shall result in the forfeiture of benefits under the PSEBA.
- E. If the Applicant or Village, upon receiving written notice of the administrative hearing date, cannot attend said date as indicated in the notice of administrative hearing, the Applicant or the Village, as the case may be, must contact the Hearing Officer within seven calendar days after being served with notice of the administrative hearing, communicating alternative hearing date(s) which are within close proximity of the original hearing date indicated by the Hearing Officer. Continuances will be granted for good cause only. Failure to appear and/or cooperate in the hearing process may result in denial of benefits.

Section IV: Administrative Hearing/Hearing Officer.

- A. Power of the Hearing Officer. The Hearing Officer shall have all of the powers granted to him under common law relative to the conduct of an administrative hearing including the power to:
 - (1) preside over all Village hearings involving PSEBA;
 - (2) administer oaths;
 - (3) hear testimony taken under oath and affirmation and accept evidence that is relevant to the issue of eligibility under PSEBA;
 - (4) issue subpoenas to secure attendance of witnesses and the production of relevant papers or documents upon the request of the parties or their representatives;
 - (5) rule upon objections in the admissibility of evidence and other motions;
 - (6) preserve and authenticate the record of the hearing and all exhibits in evidence introduced at the hearing;
 - (7) issue a determination based on the evidence presented at the hearing, after entertaining arguments in either oral or written format, at the discretion of the Hearing Officer, the determination of which shall be in writing and shall include a written finding of fact, decision and order.
- B. Appointment of Hearing officer. The Village President, with the consent of the Board of Trustees, is hereby authorized to appoint a person to hold the position of a Hearing Officer for any hearing that shall be scheduled by the Village. In making said selection, the Village President shall consider all pertinent information including, at a minimum:
 - (1) the candidate's ability to competently perform the services; and
 - (2) the candidate's service record and performance data made available to the Village President on file with the Village or otherwise obtained by the Village.
 - (3) the candidate must be an attorney licensed to practice law in the State of Illinois for at least ten years prior to appointment and have knowledge of and experience in employment and labor law, general civil procedure, the rules of evidence, and administrative practice.

<u>Section V</u>: Administrative Hearing.

- A. An administrative hearing shall be held to adjudicate and determine whether the Applicant is eligible for benefits under PSEBA. If the Applicant is found eligible, the benefits shall be consistent with the Act.
 - (1) *Time and date.* Hearings shall be held on the date, time and place as established by the Village with appropriate notice served upon the Applicant.
 - (2) *Record*. The proceedings shall be recorded by a certified court reporter and a transcript of all proceedings shall be made by said certified court reporter.

- (3) Procedures. The Village and the Applicant shall be entitled to representation by counsel at said hearing and may present witnesses, may present testimony and documents, may cross-examine opposing witnesses, and may request the issuance of subpoenas to compel the appearance of relevant witnesses or the production of relevant documents. Each party shall bear the costs of its own counsel and witnesses.
- (4) *Evidence*. In so far as is practical, the rules of evidence as set forth in the Illinois Code of Evidence shall apply.
- (5) Final determination. The determination by the Hearing Officer of whether the Applicant is eligible for the benefits under the Public Safety Employee Benefits Act (820 ILCS 320/1 et seq.) shall constitute a final administrative determination for the purpose of judicial review.
- (6) Burden of proof. At any administrative hearing, the Applicant shall have the obligation and burden of proof to establish that the Applicant is qualified to receive the benefits by clear and convincing evidence.
- (7) *Administrative records*. All records pertaining to the administrative process will be held in a separate file in the Applicant's name maintained by the Village.

Section VI: Health Insurance Benefits.

- A. If the Human Resources Director, or their designee, or Hearing Officer awards PSEBA benefits, the Village's basic level insurance plan, as designated by the Village in the event the Village offers more than one insurance plan will be the plan offered. The Village's basic level insurance plan may change from time to time. If the Applicant chooses to enroll in a plan available in the Village other than the designated basic level insurance plan, then the Applicant must pay any difference in insurance premiums between the Village's basic plan and that of another plan on a monthly basis, due by the 15th of each month in which coverage is effective. Failure to pay said premiums by the 15th of the month in which coverage is effective, may result in cancellation of the health insurance plan.
- B. Individuals receiving benefits under PSEBA will only be able to change from one plan to another during the Village's Open Enrollment Period.

Section VII: Other Health Insurance Benefits.

- A. Health insurance benefits payable from any other source will reduce the benefits payable from the Village. Each Applicant will be required to sign an affidavit attesting to the fact that he/she is not eligible for insurance benefits from any other source.
- B. It is the responsibility of the Applicant and/or the benefit recipient to notify the Village within 30 days of any changes to other sources of health insurance benefits. Receipt of benefits in violation of this provision will require reimbursement to the Village of any benefits received. The Village reserves the right on an annual basis to have the Applicant and/or the benefit recipient provide another affidavit affirming whether other health insurance is available or payable to the Applicant, his/her spouse and/or his/her qualifying dependent children.

The Applicant is also required to notify the Village when the Applicant and/or benefit recipient becomes Medicare eligible so the Village can assist with the transition to Medicare coverage and/or adjust health insurance benefits accordingly.

<u>Section VIII</u>: If any provision of this Ordinance is subsequently declared by State or Federal legislative or judicial authority to be unlawful, unenforceable, or not in accordance with applicable statutes, all other provisions of this Agreement shall remain in full force and effect.

<u>Section IX</u>: This Ordinance shall be in full force and effect from and after its passage, approval, and publication in pamphlet form as provided by law.

| Ayes: | |
|---|---|
| Nays: | |
| Absent: | |
| PASSED AND APPROVED Dundee, Illinois, this day of | by the President and Board of Trustees of the Village of East_, 2023. |
| APPROVED: | ATTEST: |
| | |
| Village President | Village Clerk |



Village of East Dundee

Application for Public Safety Employee Benefits Act Benefits

This application must be completed in order to be considered for receipt of benefits under the Village of East Dundee's ordinance providing for benefits under the Public Safety Employee Benefits Act ("PSEBA"). The completion of this application will not automatically qualify one for PSEBA benefits. The Village of East Dundee shall determine eligibility via its application and evaluation process. Additional information may be requested or required. Failure to complete or provide sufficient details of the circumstances of the incident giving rise to the application for benefits may result in denial of benefits. ¹

| Name of Individual Completing Application: | | |
|---|---------------|--|
| If the person completing this application is not an employee of the Village of East Dundee, star your relationship to the injured or deceased police officer (hereinafter "Applicant"). | | |
| | | |
| What position did the Applicant hold with the Village? | | |
| Is the Applicant injured or deceased? | | |
| The undersigned states, under oath, as follows: | | |
| Name of the Applicant: | Phone Number: | |
| Address: Cit | y/State/Zip: | |
| Date of hire of the Applicant: | | |
| 1. Name, age, and relationship of legal dependent marriage license and birth certificates of each dependent | | |
| | | |
| | | |
| | | |
| | | |

¹ Use additional pages and/or submit additional documentation with this application so to ensure that all information is provided to the Village.

| 2. | Describe in detail when, where and how injury and/or death occurred: |
|----|---|
| | |
| | |
| | |
| | Describe in detail when, where and how the disabling injury and any contributing injuries or death occurred. Please provide all documents that support the information described as ire by Village ordinance. |
| | |
| | |
| | |
| 4. | List any and all witnesses to the qualifying injury and/or death: |
| | |
| | |
| | Identify the individual to whom the injury was reported, and the date, time and imstances surrounding that report. If the report was not made contemporaneous to the injury ide an explanation as to why the report was not made contemporaneous to the injury. |
| | |
| | |
| | |

| 6. Was the injury/death in response to fresh pursuit, in response to what was reasonably believed to be an emergency, an unlawful act perpetrated by another, or during the investigation of a criminal act? If so, describe how the injury is within one of these categories. |
|--|
| |
| |
| 7. Identify the Police Incident Report Number(s) |
| 8. Please describe the nature, extent, date, identity of witnesses, and circumstances of any previous personal injuries or illness that created any temporary, partial or permanent disability for the Applicant. This information should be provided without regard to the work-related nature of the injury or illness. Please indicate the name and address of the treating physician(s). |
| |
| |
| 9. Did any of the injuries identified in the question immediately preceding affect the Applicant's ability to perform his/her job duties (or the essential functions of his/her job) in any manner? Was a reasonable accommodation provided? If yes, please explain how the Applicant was affected by the previous injury. |
| |
| 10. Please identify (name and address) all physicians and physician associated treaters (such as physical therapists, chiropractor, physician assistants etc.) that the Applicant has seen in the past ten (10) years. |
| |
| |

| 11. Describe all outside activities, sports, sports leagues, hobbies any other physical activities in which the Applicant participated. Provide sufficient information to identify the league and/or location of the activity in which the Applicant participated. | | |
|---|--|--|
| | | |
| 12. Aside from the accident for which the Applicant is seeking benefits, has any physician rendered an opinion that the Applicant is physically unable to perform the essential functions of the job the Applicant held immediately prior to the injury? If yes, please describe. | | |
| 13. Aside from the accident for which the Applicant is seeking benefits, has any physician rendered an opinion that the Applicant is physically or mentally disabled for any other reason and unable to perform the essential functions of the job the Applicant held at the time of the injury? If yes, please describe. | | |
| 14. Please state whether the Applicant was employed by any other employer or was self-employed in the twelve (12) months preceding the injury. If so, identify the employer, position held, and hours worked. | | |
| 15. Was the Applicant working in any other capacity in the forty-eight (48) hours preceding the injury for which benefits are being sought? If so, where was the Applicant working, what was the Applicant doing, and who was with the Applicant? | | |
| | | |

| 16. | Has a line-of-duty disability pension been granted by the appropriate Pension Fund Board? ☐ Yes ☐ No |
|---------------|--|
| pensi | If yes, provide the date the pension was granted along with a copy of the Pension Board ion. In addition, provide copies of any and all materials submitted in support of such a on as well as any other materials that are in your possession that were considered by the on Board: |
| 18. any n | If no, provide the date and a copy of the pension application (if any) along with copies of naterials submitted. |
| 19. benef | Provide any other facts that would qualify the injured or deceased Applicant for PSEBA its: |
| | |
| 20. numb | Is the Applicant currently employed? If yes, provide the name, address and telephone per of the employer. |
| 21. yes, p | Is the Applicant eligible for health insurance benefits through their current employer? If provide details of benefits offered. |
| 22. telepl | Is the spouse of the Applicant currently employed? If yes, provide the name, address and none number of the employer. |
| | |

| 23. Is the spouse of the Applicant eligible for health insurance benefits through their current employer? If yes, provide details of benefits offered. |
|--|
| 24. Please list the names and birth dates of all child(ren) of the Applicant who are under age of twenty-six (26). |
| 25. Is the child(ren) of the Applicant listed in Question 24 currently employed? If yes, provide the name, address and telephone number of the employer(s). |
| 26. Is the child(ren) of the Applicant listed in Question 24 eligible for health insurance benefits through their current employer? If yes, provide details of benefits offered. |
| 27. Is the child(ren) of the Applicant listed in Question 24 eligible for health insurance benefits through any other source, such as a parent or guardian who is not the spouse of the applicant? It so, provide the details of the eligibility for insurance including the identity and relationship of the individual through whom the child(ren) are eligible for insurance. |
| 28. Is the child(ren) listed in Question 24 currently enrolled in school? If yes, identify the date(s) the child was enrolled, course of study, and anticipated date of graduation. |
| |

| 29. The Act states that benefits shall be provided to the injured Applicant, the Applican spouse and for each dependent child of the Applicant. List other current sources of hear insurance benefits payable to the injured or deceased Applicant through other employment, a other entity or spouse; include company name, benefit plan, description of benefits and costs the Applicant and/or spouse for single and/or family coverage. | alth and |
|---|-------------|
| | |
| | |
| 30. Has the Applicant or any family member on their behalf previously made a request benefits? If so, identify when the request was made, how it was made and to whom it was made provide any documentation supporting the previous request for benefits. | |
| | |
| | |

If the Applicant, their spouse or any of their dependent children listed in Question 24 become eligible and/or obtain other sources of health insurance benefits (including, but not limited to employer-sponsored group health insurance, Medicare or other health insurance benefits), the Village of East Dundee must be notified within 15 days of the effective date that the individual becomes eligible for an alternate source of health insurance benefits.

If the Applicant or their spouse becomes employed, or are self-employed, the Village of East Dundee must be notified within 15 days of the effective date along with the identity of the employer, and position held.

Essential Functions of the Applicant's Position

From the position description attached as Appendix 1, identify the essential functions from that job description that the injured Applicant is unable to perform. Also identify any reasonable accommodations that Applicant and/or their physician feel could be made to allow the Applicant to perform the essential job functions of the position Applicant held at the time of the injury.

It will be assumed that the Applicant is able to perform any duties not listed below without accommodation.

| Duty that Applicant is Unable to Perform | Reasonable Accommodation to Perform Duty |
|--|--|
| | |
| | |
| | |
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| | |

Medical Information

To determine eligibility for PSEBA benefits, the Village of East Dundee will review relevant medical records concerning the injured Applicant. Please have the waiver forms (attached as Appendix 2) completed to authorize the Village of East Dundee to review the medical records relevant to this Application.

VERIFICATION OF INFORMATION PROVIDED BY APPLICANT

Applicant understands and agrees that his Application is made for the sole purpose of receiving benefits under the Public Safety Employee Benefits Act from the Village of East Dundee. Applicant certifies that the information contained in this Application is complete and true to the best of my knowledge, information and belief. Applicant understands that it is unlawful for a person to willfully and knowingly make, or cause to be made, any false, fraudulent, or misleading oral or written statement to obtain health insurance coverage as provided by the Public Safety Employee Benefits Act. 820 ILCS 320/10(a)(3). Such actions constitute a Class A Misdemeanor and can serve as the basis for denial or forfeiture of any benefits paid out under the Public Safety Employee Benefits Act.

Further, Applicant agrees to abide by the requirements set forth above for retention of any benefits provided by the Village of East Dundee including the provision of updated information.

| Please acknowledge your agrinotarized below. | eement to these prov | visions by signing and having | your signature |
|---|--|---|---------------------------------|
| and declare, under the penaltic Procedure, that the statements | es provided by law p s set forth herein are | nd state that I have reviewed to the Public Safety Employee foursuant to section 1-109 of the true and correct, except as to each matters, I certify that I believed. | e Code of Civil matters therein |
| Signature of A | applicant | Date | |
| State of Illinois County of |) | | |
| Subscribed and sworn to Before me this day of | | | |
| Notary Public | | | |

MEDICAL INFORMATION RELEASE (Required for each health care provider)

| To: | |
|--|--|
| (provider's or hospital's name and address) |) |
| care provider, as well as the institution(s) of East Dundee and/or its representative (including but not limited to medical or me bills, prescriptions, insurance records or operform the essential duties of police officeligibility for benefits under Public Safety and information should be released to the V | herapist, mental health provider, and/or any other health with which they are affiliated, to release to the Villages any medical records or other medical information ental health records, reports, x-rays, photographs, notes claim forms) which relate in any way to my ability to icer with the Village of East Dundee or relate to my Employee Benefits Act. The above-described record Village Manager's Office and/or the Human Resource and/or any other authorized Village representative or |
| This request specifically includes the release health status as deemed relevant by the Vil eligibility for benefits under PSEBA. I under waiving any rights I might have under the Ithe Illinois Mental Health and Developmed disclosure of certain confidential mental her to disclose these records, the Village may benefits solely on the other information pro in the denial of benefits. This consent will unless I revoke it earlier, in writing, signed be effective until delivered to the health c | ase of any records relating to my current or past mental lage of East Dundee, so that the Village may assess my erstand that by releasing these records, I am specifically Health Insurance Portability and Accountability Act and tental Disabilities Confidentiality Act, which governs ealth information. I understand that if I refuse to consenve proceed with determining my eligibility for PSEBA bovided. My refusal to sign this consent may also result expire one year from the date next to my signature by a witness. I understand any such revocation will no are provider listed above and will not affect any prior ask to inspect and/or copy the records which are being |
| Signature | Date |
| Witness | |

AFFIDAVIT REGARDING ELIGIBILITY FOR HEALTH INSURANCE BENEFITS

| I,oath, state as follows: | (HEREINAFTER THE "Affiant"), being first duly sworn on |
|--|--|
| | ication to the Village of East Dundee for health coverage benefits Employee Benefits Act (the "Act"). |
| that may have been, or are, in | ealth insurance benefits available or payable other than those benefits place as a result of Affiant's participating in a Village of East Dunders enrolled at the time of their work related injury. |
| | nt's spouse does not have any health insurance benefits available or from an employer or third party from the date of Affiant's injury to |
| none of these children have | ther of minor children, who are dependent upon Affiant for support any health insurance benefits available or payable to them or their y employer, parent, or third party from the date of Affiant's injury to |
| Affiant's children, Affiant ha | enefits become available or payable to Affiant, Affiant's spouse on as an affirmative duty to notify the Village of East Dundee Human g within fifteen (15) days of the effective date that such benefits |
| insurance benefits are availa Further, Affiant agrees to pro benefits on an annual basis a | affidavit to the Village upon its request affirming whether healthable or payable to Affiant, Affiant's spouse or Affiant's children vide the Village an affidavit attesting to the lack of health insurance at the time of annual enrollment until Affiant is Medicare eligible ne/she will be required to move onto Medicare once Applicant is |
| AFFIANT FURTHER SAYE | TH NAUGHT. |
| Subscribed and sworn to before | ore me |
| this day of | 20 . |

Notary Public

AUTHORIZATION OF RELEASE OF INFORMATION

| I,, authorize the Village | e of East Dundee, and/or its agents, employees and | | |
|---|---|--|--|
| representatives, to obtain information, documents, correspondence and information related to my | | | |
| former employment, education, general reputation, health, through personal correspondence or | | | |
| personal interviews with friends, neighbors or associations whom I am acquainted or who may | | | |
| have knowledge concerning the above item | s. I understand that any information obtained by an | | |
| investigation which is developed directly | or indirectly, in whole or in part, upon this release | | |
| authorization will be considered in determin | ing my eligibility for benefits under the Public Safety | | |
| Employee Benefits Act. I agree to waive, | release and hold harmless any person, party, agent, | | |
| employee, or entity that provides information | on to the Village in response to the Village's inquiry | | |
| for purposes of assessing my application for | PSEBA benefits. | | |
| A photocopy of this release form is valid as the original thereof. | | | |
| Dated: | | | |
| | Signature | | |
| | Print Name | | |
| Subscribed and sworn to before me | | | |
| this day of 20 | | | |
| Notary Public | | | |

Memorandum

To: Village Board of Trustees

From: Jeff Lynam, Village President

Subject: Appointments to the Police Commission and the Arts Council

Date: August 7, 2023



Action Requested:

The Village President requests Village Board Advice and Consent to Appointments to the Police Commission and the Arts Council.

Summary:

Village President Lynam submits for advice and consent the following regular appointments:

Police Commission:

| Name | Term Expiration |
|--------------|-----------------|
| Beth Pearson | August 31, 2026 |

Arts Council:

| Name | Term Expiration |
|--------------|-----------------|
| Andy Sauder | April 30, 2025 |
| Kristen Wood | August 31, 2026 |
| Shana McKee | August 31, 2026 |

Memorandum

To: Village President and Board of Trustees

From: Erika Storlie, Village Administrator

Katherine Diehl, Special Events Coordinator

Subject: 1st Annual East Dundee Wine Walk – Application by Eastside Cafe

Date: August 7, 2023

Action Requested:

Staff requests Village Board approval of a Special Event Permit and Depot Rental application from Kate Micheletto of Eastside Café – Coffee & Wine Bar, and in addition, the approval of a Class F Special Events Liquor License and waiver of all Village-associated fees for the first annual East Dundee Wine Walk.

Summary:

Staff has received an application from Kate Micheletto of Eastside Café – Coffee & Wine Bar ("Applicant") requesting, in partnership with the Village, to host a first annual Wine Walk event to be held on Saturday, August 26, 2023, from 3-6 PM. This is a ticketed wine tasting event to be held (rain or shine) in the downtown and the north end of Depot Park, which will be utilized to host East Dundee businesses that are not located downtown that would like to participate in the event. This area will be enclosed with fencing with an attendant posted at the entryway to ensure open alcohol does not leave the enclosed area.

Eastside Café will sell event tickets in advance to the public online. All ticket holders will check in at The Depot where they will be carded and receive a wristband (must be 21 years or older). The ticket holder will also receive their tasting tickets, souvenir glass and a walking map of the tasting locations. Each location will have a Basset trained person as the server of the measured tastings. The server will be responsible for collecting and/or stamping the participant's tasting ticket.

All tastings will be consumed inside the business premises. Signs will be posted inside the doorways noting that all tastings must be finished inside – no alcohol is allowed outside. If a ticket holder would like to purchase a bottle of wine from the tasting experience, they will be able to do so at Eastside Café.

During Check in, the ticket holder will be provided with "Call a Lift" information, mentioning Uber, Lyft any other rideshare programs to encourage people to be responsible.

Staff has reviewed the application at the Depot and Events Committee in July and worked extensively with the applicant to ensure that the event is set up for success. Additionally, staff appreciates the hard work and creativity of the applicant and welcomes the opportunity to have another special event in East Dundee. The applicant will be present at the meeting to answer any questions.

Attachments:

- Special Event and Depot Rental Applications
- Site Map Depot Park (north side)



Village of East Dundee

120 Barrington Avenue, East Dundee, IL 60118 (847) 426-2822 www.eastdundee.net

Special Event Permit Application

Applicant Information

| Ар | plication Date: | | | | |
|---|---|----------------------|--|--|--|
| Applicant Name: | | | | | |
| Or | ganization (if applicable): | | | | |
| Ар | plicant Street Address: | | | | |
| Cit | y: | S | tate: | Zip: | |
| Eve | ent Contact Person Name & Phone Num | ber: | | | |
| | plicant Email Address: | | | | |
| Or | ganization's Email & Website: | | | | |
| Sp | ecial Event Information | | | | |
| Eve | ent Name: | | | | |
| | oe / Purpose of Event: | | | | |
| | cation(s): | | | | |
| | | | | End Time: | |
| Set | t-up Date: | Start Time: | | End Time: | |
| | ar Down Date: | | | | |
| Ad | ditional Dates & Time, if Needed: | | | | |
| Est | imated Attendance: | | Is the | event open to the public? \square Yes \square No | |
| | nimum number of staff present: | | | | |
| <u>Ad</u> | ditional Permits and/or Approvals Need | <u>led</u> | | | |
| 1. | Alcoholic beverages: \square Yes \square No - If γ | es, please list name | e(s) of ver | dor(s): | |
| | Note: Attach approved class F liquor license per Section 116 | | | | |
| 2. | Food vendors: ☐ Yes ☐ No - If yes, ple | ease list name(s) of | vendor(s) | : | |
| | | | | | |
| | Note: Attach certificate from Kane County Health Department | | | | |
| 3. Do you plan to sell retail to-go alcoholic beverages? \square Yes \square No - If yes, please list | | | f yes, please list name(s) of vendor(s): | | |
| | | | | | |
| | - | | | | |
| 4. | Public property/streets/sidewalks area | s to be used: | | | |
| | | | | | |

| 5. | Fireworks: ☐ Yes ☐ No - If yes, please list name(s) of vendor(s): | | |
|-----|--|--|--|
| | Note: Attach approval from the East Dundee Fire Protection District | | |
| 6. | Amusement Rides: ☐ Yes ☐ No - If yes, please list name(s) of vendor(s): | | |
| | Note: Attach approved amusement license per Section 112 | | |
| 7. | Tent(s): \square Yes \square No - Is tent fire-rated? Please list name(s) of vendor(s) and size of tent: | | |
| | Note: Attach approved basic building application / permit and JULIE's office locate ticket number & site map | | |
| 8. | East Dundee Fire Prevention District application submittal and written approval is needed prior to event. | | |
| Add | ditional Special Event Information | | |
| 1. | Notification to residents? ☐ Yes ☐ No ☐ N/A Please attach copies of notice. How do you plan to make notifications? | | |
| 9. | List traffic control you will need, and road or parking lot closures (barricades, cones, fencing, police officer): _ | | |
| | Note: Any event requiring the use of an East Dundee police officer will be billed \$60 per officer per hour; attach site map of any routes to be anticipated. Applicant must work with EDPD for a security plan. | | |
| | Any event preparation that is completed by East Dundee Public Works, such as road barriers, will be billed at a rate of \$35 per Public Works employee per hour. | | |
| 2. | List parking areas needed for guests and staff: | | |
| 3. | How many portable restrooms will be needed? (Include their location on site map): | | |
| 4. | Indicate the signage to be used: | | |
| | Note: Attach approved temporary sign permit | | |
| 10. | Indicate plans for garbage pick-up: | | |
| | Note: Clean-up is the responsibility of the applicant. Any clean-up that is not done properly will be completed by Village staff and the applicant will be billed at a rate of \$35 per employee per hour | | |

5. Attach site map(s) for event, and/or parade route with starting point, stop point, location of platforms, etc.

Special Event Permit Requirements

- A valid ACORD Certificate of Liability Insurance policy equal to or greater than \$1,000,000 aggregate. The
 following language must be included on the certificate: The Village of East Dundee and its elected and
 appointed officers, officials, agents, and employees are included as additional insureds.
- The Village requests a minimum of sixty (60) business days to review application. The applicant is required to have \$100 security deposit and all necessary forms completed and submitted along with the application.
- Notification to impacted properties may be needed by the Applicant.

Fee Schedule Per Title III, Chapter 37 of the Village of East Dundee Municipal Code

| Туре | Standard Fee | Resident Fee | Non-Resident Fee |
|---|---------------|--------------|------------------|
| Liquor License - Class F | \$100 per Day | N/A | N/A |
| Amusement License Fee – Circus & Carnival | \$500 per Day | N/A | N/A |
| Carnival and Amusement Permit | \$50 | N/A | N/A |
| Temporary Structure & Tent Permit | \$50 | N/A | N/A |
| Temporary Sign Permit | \$25 | N/A | N/A |
| Village-owned White Fence | N/A | \$350 | \$400 |
| Village-owned Stage at Depot | N/A | \$350 | \$400 |

Additional fees may be assessed for additional services by the Village as stated in the current annual fee schedule. If labor or equipment is requested and approved by the Village Administrator, any associated costs will be charged to the applicant.

Cancellation and Revocation of Permit

A cancellation must be submitted in writing or by email and received at least ten village business days prior to the event date or no refund, except for the security deposit, will be issued. An event may be cancelled at any time by the Village Administrator or designee if in the interest of public health, welfare or safety. The applicant may receive a rescheduled date or refund.

A permit may be revoked at any time by the Village Administrator or designee for violation of any law or rules applicable to such event if in the interest of public health, welfare or safety.

<u>Supervision / Security During Event</u>

The Village may not provide any supervision or security for non-Village sponsored events. It may be the responsibility of the applicant of the event to provide any supervision or security that is reasonably expected to be needed for the permitted event. Any event requiring the use of an East Dundee police officer will be billed \$60 per officer per hour.

The applicant shall be responsible for all actions and inactions of its guests, agents, or any third-party present at the site. Applicant agrees in consideration of the approval by the Village to indemnify and hold harmless the Village of East Dundee and its officers, employees and agents from any liability incurred and/or claims made by any acts, directly or indirectly, of applicant and all people participating with the applicant in the special event related in any way to the special event. Further, the applicant agrees to adhere to the rules & regulations and dates & times of this permit, and all applicable laws and Village ordinances.

| Applicant Full Name: | | |
|--|----------------|-------|
| Applicant Signature: | | |
| Signature Date: | | |
| Approved By: | Approved Date: | |
| Subject to the following conditions and approvals: | | |
| | | |
| | | |
| - | | |
| | | |
| Liquor Commissioner's Signature: | | Date: |



Village of East Dundee

120 Barrington Avenue, East Dundee, IL 60118 (847) 426-2822 www.eastdundee.net

Permit Application for Use of The Depot and/or Depot Park

| Applicant Information | | |
|---|----------------------|---|
| Application Date: | | |
| Applicant Name: | | Is Applicant 21 or over? \square Yes \square No |
| Organization (if applicable): | | |
| Applicant Street Address: | | |
| City: | State: | Zip: |
| Applicant Contact Phone Number: | | |
| Applicant Contact Phone Number:Applicant Email Address: | | |
| Organization's Email & Website: | | |
| <u>Event Location</u> | | |
| Select one of the following: \Box Depot only; \Box Depot Park | only (with access to | restrooms in the Depot); or |
| \square both the Depot & Depot Park. | | |
| Note: The Depot Park is the area defined within the bike | path, Barrington Av | e., North River St., and Railroad St. |
| Day of Event | | |
| Date(s) of Event: Start Tin | ne: | End Time: |
| Anticipated Attendance of Total Number of Participants a | ind Staff on Site: | |
| Describe Type of Event, Activity, or Picnic: | | |
| Describe any entertainment/activities planned (DJ, Live N | lusic, etc.): | |
| Will they impact surrounding businesses? \square Yes \square N | o Explain: | |
| Will there be alcohol? \square Yes \square No. If Yes, will it be sold \lozenge | or served? Sold | □ Served |
| If yes, please include liquor vendor(s) name(s): | | |
| How will the designated alcohol area be contained?: | | |
| Note: An East Dundee liquor license may be needed p | er Chapter 116 of ti | he Municipal Code |
| Will attendees be charged to enter the event? \square Yes \square N | lo | |
| Check any of the following rental requests, if needed: \Box | White fence □ Stag | ge under depot canopy rental |
| How will this event be marketed (platforms, ads, etc.)? $_$ | | |
| The applicant shall be responsible for all actions and ina | _ | |
| the site. Applicant agrees in consideration of the approv of East Dundee and its officers, employees and agents fr | | |
| directly or indirectly, of applicant and all people particip | • | |
| the rental of the Depot or Depot Park. Further, the appli | | - |
| & times of this permit, and all applicable Village ordinar | | ere to the rules & regulations and dates |
| Applicant Signature: | Application Date | |
| Applicant Signature. | Application Date | e |
| Approved By: | | |
| Subject to the following conditions and approvals: | | |
| | | |
| Liquor Commissioner's Signature: | | Date: |

Depot and/or Depot Park Permit Applicant Checklist

| ☐ Submit application for permit, and applicable fees and documents, not less than ten days before the event |
|--|
| \square Provide a valid photo ID with application for permit |
| \square A site plan showing the layout for how the Depot and/or Depot Park will be utilized |
| \Box A valid ACORD Certificate of Liability Insurance policy equal to or greater than \$1,000,000 aggregate. The following |
| language must be included on the certificate of liability: The Village of East Dundee and its elected and appointed |
| officers, officials, agents, and employees are included as additional insureds. |

Fee Schedule Per Chapter 37 of the Village of East Dundee Municipal Code

| Туре | Resident Fee | Non-Resident Fee |
|-------------------------------|--------------|------------------|
| The Depot and Depot Park | \$50.00 | \$100.00 |
| Depot Only or Depot Park Only | \$25.00 | \$50.00 |
| Power Access for Musicians | \$25 | \$25 |
| Village-owned White Fence | \$350 | \$400 |
| Village-owned Stage at Depot | \$350 | \$400 |
| Security Deposit | \$100 | \$100 |

Additional fees may be assessed for additional services by the village as stated in the current annual fee schedule. If labor or equipment is requested and approved by the Village Administrator, any associated costs will be charged to the applicant.

Reservations

Reservations must be made at least ten village business days in advance. Full payment is due at the time of reservation. Applicants must be 21 years of age or older. Confirmation of the reservation may be assumed only after receipt of a signed approved copy of this application which must be with the applicant during the rental period.

Cancellation and Revocation of Permit

A cancellation must be submitted in writing or by email and received at least five village business days prior to the event date or no refund, except for the security deposit, will be issued. A rental may be cancelled at any time by the Village Administrator or designee if in the interest of public health, welfare or safety. The applicant may receive a rescheduled date or refund.

A permit may be revoked at any time by the Village Administrator or designee for violation of any law or rules applicable to such event if in the interest of public health, welfare or safety.

Supervision / Security During Event

The Village shall not provide any supervision or security for non-Village sponsored events. It will be the responsibility of the applicant of the event to provide any supervision or security that is reasonably expected to be needed for the permitted event.

Issuance of Permit

The Village Administrator, or designee, shall review the permit application and shall approve and issue the permit if the following is determined: A) The proposed activity or use of the Depot or the Depot Park will not unreasonably interfere with or detract from the general public's enjoyment of the Depot Park; B) The proposed activity and use will not unreasonably interfere with or detract from the promotion of public health, welfare, and safety; C) The proposed activity and use is not reasonably anticipated to cause violations, crime or disorderly conduct; D) The proposed activity will not entail unusual, extraordinary, or burdensome expense or police operation by the Village; E) The facilities desired have not been reserved for other use at the day and hour requested on the application; F) The conditions of the Depot or Depot Park are deemed safe or suitable for the event; and G) The use of the Depot or Depot Park shall be restricted to the promotion of economic development through events hosted by organizations and non-profits which are open to the public, and shall not be used for political purposes or by private groups for private purposes.

Rules and Regulations

- 1) The applicant shall inspect the facility prior to the event and contact appropriate Village staff to identify any dangerous or unsafe conditions, or damaged Village property prior to commencement of the event.
- 2) Depot and Depot Park use begins and ends at the times approved, including set-up and clean-up. Groups are not allowed on the site prior to the approved start time, and are required to exit and have the area cleaned up at the approved end time in the application.
- 3) Selling food or other items is not allowed without Village approval. Beverages in glass containers are prohibited.
- 4) Sale or possession of alcoholic beverages is not allowed except by separate written Village approval and license.
- 5) Firearms and smoking are prohibited.
- 6) No open flame, including the burning or candles and incense, is allowed in the Depot.
- 7) The Village is not responsible for lost, stolen, or damaged property.
- 8) The approved application must be presented to any Village staff upon request during the event.
- 9) Violation of Village ordinances, *Chapter 120 of the Municipal Code*, or the rules and regulations in this application, failing to properly clean up the site, causing damage to the facilities, groups that are larger than anticipated, or the events that are misleading from the application, will result in the loss of their security deposit. The applicant is responsible for all damage and the Village will bill the applicant any amount over the security deposit total.

Monned #NOT to person at Scale person at Scale Room for / 10 tents D.B.D. DEPOT Indoor depot used for registration

Memorandum

To: Village President and Board of Trustees

From: Erika Storlie, Village Administrator

Franco Bottalico, Assistant to the Village Administrator

Katherine Diehl, Special Events Coordinator

Subject: Depot RFP Responses Discussion

Date:

August 7, 2023

Action Requested:

Staff request Village Board direction in response to proposals submitted to the Village from the Request for Proposals (RFP) process that solicited for interested parties to operate the Depot and Depot Park property in downtown East Dundee.

Summary:

At the direction of the Village Board, staff posted a Request for Proposals on the Village's website and posted in the Daily Herald in late March 2023. The RFP was open from March 28, 2023 to April 28, 2023. The Village received 3 proposals which are attached for review.

The three proposals were initially vetted at the Community Events & Depot Committee meeting held in July. At the conclusion of that meeting, the committee requested further discussion of the proposal to lease with Rachel & James Herrick. The Herricks will be in attendance at the Board meeting to discuss their proposal in more depth and answer any questions.

If the Village Board forms a consensus to direct staff to negotiate a lease with the Herricks, staff requests further information on what types of guidelines would be preferred in the agreement. Staff would then take that information into consideration and would work with the Village Attorney to draft a lease agreement/operating agreement which would then return to the Village Board for approval.

Some items to consider include:

- 1. Consider a 24 month lease with the option of an extension at the Board's discretion.
- 2. Which parts of the Depot will be leased? All or some of the facility.



- 3. Blackout dates for Village Events. On days of Village Events, would no other events be allowed?
- 4. Usage of Village-owned property. What, if any, Village owned property would be available to the lessee to utilize?
- 5. Type of marketing/material will lessee utilize for the Depot and hours & days of operation in the lease agreement.
- 6. Consider agreeing to a flat rent rate to capture the costs of internet, custodial services, maintenance, equipment, etc. of the above-mentioned Village-owned property.

Attachments:

Request for Proposals

Proposal – Rachel & James Herrick Proposal – Bill Zelsdorf Proposal – Deloris Doederlein

Daily Herald Certificate of Publication

MEMO

To: Franco Bottalico

From: Rachel and James Herrick

314 E. 1st St, East Dundee, Illinois 60118

+1 512.944.6005

rachelpherrick@gmail.com

Subject: Depot RFP Submittal

Date: 3/27/2023

RECEIVED

By Franco Bottalico at 1:58 pm, Apr 27, 2023

This is a Proposal for the use of The Depot building located in and owned by the Village of East Dundee ("Village") and complies with the terms set forth in the RFP. The Proposer will create and establish a 501(c)(3) non-profit organization called "Dundee Depot Friends" ("Organization"). The Organization will be governed by a Board of Directors composed of local residents and be compliant with state and federal laws, as well as Village Municipal Code, and any terms agreed upon.

This proposal outlines the ideas, functions, terms, and implementation strategy of this project, which will not only contribute to the economic growth of East Dundee, but also enhance the local community's cultural identity and create a vibrant, sustainable environment for residents and visitors.

The mission of the Organization will be to operate The Depot as a Visitor's Center, resume the Depot Market, and offer additional amenities and support to the Village of East Dundee and its residents. The vision is to continue and improve upon the legacy from the previous organization and create an engaging and memorable experience for visitors to the village, as well as offer more to our residents.

Who We Are:

James and Rachel Herrick are residents of East Dundee along with their two children, Conrad, age 8, and Harvey, age 5, who are homeschooled.

James is a Service Engineer with Perkin Elmer, has a home-based woodworking business, and is a US Masters Swim Coach. He is also an Aquatics Instructor for Dundee Township Park District.

Rachel is a Petroleum Engineer. She stepped back from her career to raise their children, and thanks to pandemic timing, has continued with homeschooling their children. The family enjoys being an active part of the community in which they live.

Read more about the Herrick Family below in Section VII.

I. BACKGROUND:

The Depot is a unique landmark in the heart of East Dundee's downtown. Surrounded by restaurants and businesses, The Depot has served as the heart of this community by operating a Visitor's Center, a place to seek warmth during cold weather events, and a stopover for trail users. The previous organization that operated out of The Depot created a legacy worth continuing. Over the years they faced various struggles that they were inevitably not able to overcome. Fortunately, there is community interest for The Depot to remain as this heart and people willing to make that possible. This allows for a fresh start, a new outlook, and enhanced perspective.

As part of our research for this proposal, we spoke to dozens of business owners, local organizations, residents, and members from adjacent communities. We offered a quick survey to the community through social media. There was a resounding support for the continuation of The Depot as a Visitor's Center and host of the Market. While most respondents wished for an improved market, they wanted it to remain.

Number of Respondents: 89

Location of Respondents:

East Dundee: 35 West Dundee: 21 Carpentersville: 12 Sleepy Hollow: 6

Unincorporated Dundee Township: 7

Other: 8

When asked if interested in future volunteer opportunities:

71% of respondents said Yes or Maybe.

When asked if interested in participating in a potential Board of Directors or Advisory Council: 46% of respondents said Yes or Maybe.

Find the responses from the survey in **Section VIII**.

II. INTRODUCTION

The ideas put forth in this proposal are scalable and dynamic. We are a small village, but one with great fervor. Many of the fine details are in the "idea" state, trivial, and can be worked out through future discussions. All ideas are meant to comply with the terms of the RFP, by default.

Scope of Services (stated in the RFP):

The specific responsibilities and tasks of the Proposer include:

- 1. Complying with Village municipal code and all applicable state and federal laws.
- 2. Ability to possess and maintain valid certificates of liability insurance in an ACORD format.
- 3. Marketing and hosting its own events and use.
- 4. Maintaining an inviting space.

III. FUNCTIONS

A. VISITOR'S CENTER

- **1.** Promote the Village of East Dundee as a destination for tourism and economic development.
- **2.** Enhance the visitor experience by offering maps, brochures, and other resources that showcase the Village's history and cultural heritage and unique position along the Fox River.
- **3.** Create a central hub for visitors and residents to access information about East Dundee events, businesses, and attractions.
- **4.** Provide shelter for local trail users.
- **5.** Foster a sense of community and encourage social interaction among residents and visitors.
- **6.** Provide assistance with event planning and coordination for local festivals and events.
- 7. Maintain the exterior and interior faces of The Depot Visitor's Center with professional-level graphics and seasonal décor.

B. DEPOT MARKET

- **1.** Support local farmers, artisans, and small businesses by providing a platform to sell their products:
 - a) Improve the overall quality of market vendors
 - **b)** Develop relationships with local farmers to utilize different strategies to provide residents and community members with fresh produce
- 2. Improve market attendance:
 - a) Utilize social media and the internet more effectively
 - **b)** Partner with local organizations to participate in market and drive additional foot traffic
- 3. Adjust market frequency to allow the Village to hold additional events:

- a) Introduce themes to the market to curate a variety of interests
- **b)** Focus on quality over quantity
- **4.** Modernize the Market Operations:
 - a) Digitize registration and vendor management
 - b) Accept card and virtual payment forms

C. COMMUNITY HUB

- 1. Serve as a lively stopover for community members to find out about local events and view a business directory.
- 2. Continue with the Largest Tomato Contest and Pumpkin Contest.
- **3.** Provide a service arm for the Village of East Dundee, to assist in taking on, not taking over, community activities, by facilitating events and soliciting volunteers:
 - a) Living Windows for Dickens in Dundee
 - **b)** Scarecrow Contest
 - c) Host events or activities organized by the Arts Council
- **4.** Host and support community organizations during local events:
 - a) Thom McNamee Parade Operations and Corned Beef Dinner
 - **b)** Christmas Parade
- **5.** Foster community engagement and pride by offering partnership opportunities for local organizations and businesses:
 - a) Dog Rescue Day with local pet rescue organizations
 - b) Book Club or Story Time with Fox River Public Library District
- **6.** Host community-centered events geared towards East Dundee Residents during the otherwise slow times of the Visitor's Center:
 - a) Handicraft Activities for all ages
 - **b)** Small Workshops
- 7. Provide and maintain leisure activities in The Depot Lawn.
 - a) Lawn games, during favorable weather/ non-event days
- 8. Provide unique resources for residents.

IV. OPERATIONS

A. Building Use:

- 1. Visitor's Center: Keep similar to current look, tidy and welcoming.
- 2. Closets: Decoration and Event Equipment Storage
- 3. Back Room: Administrative Office, Project Space
- 4. Large Office: TBD

B. Staffing the Visitor's Center:

- 1. Volunteers and Paid Staff will operate the Visitor's Center.
- 2. Part-Time staff will be paid per Illinois law.
- **3.** Staff and Volunteers will utilize Visitor's Center downtime to work on other organizational operations.
- **4.** All volunteers and staff will be required to submit a background check.
- **C. Training**: All staff volunteers will be provided a streamlined training on the operation of The Depot Visitor's Center.

D. Branding:

- 1. The Organization would operate as The Depot, but utilize "Friends of Dundee Depot" as a business entity. The division will be cohesive but separate.
- 2. The previous organization has agreed to allow for the logo, website domain, and Facebook page to be transferred over to the Organization. To allow for continuity, we would continue with the use of this branding to start.
- 3. Website (currently inactive): DundeeDepot.com



V. TERMS

The Organization would provide a service to the Village of East Dundee by staffing and operating the Visitor's Center. In turn, the Organization would occupy the building at no charge, with a lease agreement, and be able to provide more amenities to residents and visitors.

- **A.** The Organization would operate with the understanding that the Village can rent out the facility for events.
- **B.** The Organization would operate efficiently in communications and scheduling with Village personnel.
- **C.** The Village would clean and maintain the restroom facility and provide deep cleaning services of The Depot lobby.
- **D.** The Organization would keep a clean and tidy presence within the Lobby.
- **E.** The Organization may assist with the daily upkeep of restrooms and monitor for issues. *i.e.* Replacing Toilet Paper

FUNDING:

The Organization intends to sustain operations without financial support from the Village.

Revenue will be generated through:

- **F.** Donations:
 - 1. Public Fundraising Events
 - 2. Private Donations
- **G.** Grants
- H. Earned Income:
 - 1. Light refreshments for community and trail users.
 - 2. A gift shop featuring local crafts, souvenirs, and memorabilia.
 - 3. Events or Activities hosted by the Organization.
- **I.** Business Partnership (Potential):
 - 1. Local businesses may pay a nominal fee to be Business Partners and participate in a business directory.
 - 2. The Organization will host and facilitate small events with the business partners.

Insurance Provision: We have contacted a local Insurance Agency to ensure eligibility of coverage. See **Section IX** for insurance coverage quote, which includes Blanket Additional Insured/ACORD.

VI. IMPLEMENTATION STRATEGY

- **A.** Establish "Dundee Depot Friends" as a legal business entity.
- **B.** Discuss finer details with the Village Board and Staff.
- **C.** Transition operation of the Visitor's Center with continuity. We have invited Bill Zelsdorf to stay on with the Organization.
- **D.** Discuss community needs and desires with residents and stakeholders.
- **E.** Discuss Market viability with former vendors and prepare for the 2024 Market season.
- **F.** Meet with organizations that have utilized The Depot for past events to facilitate future use.

VII. QUALIFICATIONS

Hi, we are the Herrick Family. We moved here in September 2021 from Houston, Texas.

One warm and sunny Saturday morning in August, we traveled up to look at the home we put an offer on-sight unseen. We loved it! We were relieved. We had brunch at Benedicts, walked along the Fox River, and went over to the Depot Market. Wow! Where did we just move to?! It was like something in a Hallmark movie (less the broken hearts).

Coming from a large city, we were thrilled to be moving to a quaint but lively community. Amenities like the Depot Market and all of the Village events show that there are people who care.

From the day we moved in, we have been involved with the community. Our oldest child, Conrad, attended theater rehearsal the very first night he arrived to the area! Rachel even won the Pumpkin Carving Contest later that fall! We also participated in the Depot Market last summer, as a family.

Our family loves this village and all of the offerings of The Depot, so when this opportunity arose, we were all aboard! We enjoy an active life with our young children. As homeschoolers, we have the flexibility to do unique things. We have poured ourselves into this community, we enjoy learning the rich history, have met many longtime residents, and give back any chance we get. While James spends much of his time at his day job, he provides the necessary support to allow for our family's atypical lifestyle! It takes teamwork!

We are confident that we possess the skills and abilities needed to establish this organization and, with a fresh perspective, revitalize what was started decades ago by many wonderful people.

We both have experience in managing people and complex projects. We have both worked in retail positions. Rachel worked for two years at the front desk of the Prospective Student Center at Texas A&M University and another two years as the Student Assistant to the Department Head in the Petroleum Engineering Department.

Due to the unique nature of our careers and hobbies, we have a lot of relevant skills in project management, organization, problem solving, attention to detail, creativity, and beyond. While we are new to this specific project, we have the combined skills, intelligence, wit, and community support to be successful.

Here is a snapshot of our current and past involvement, including our professional resumes:

JAMES

Memorial Athletic Club, Houston, Texas 2012-2021

US Masters Swim Coach & Director

- Oversaw coaching staff, scheduling, membership, training.
- Provided additional training for Triathlete Club.
- Initiated the Club's participation in Swim Across America, a national organization hosting charity swims to raise money for cancer research and patient programs.
- Attended Masters Swim Meets as Coach.

Dundee Township Park District, 2022-Present

Aquatics Instructor

RACHEL

Whim/The Whimsy Engineer, 2015-Present

- -Custom Woodworking, Graphic Design, Sewing, Craft Catchall Business
- -Proved contract services for local artist, Shelbi Nicole.

Friends of the Fox River, Volunteer, April 2022-Present

- -Communication Committee
 - Assist with graphic design and social media posting.
 - Generate and distribute Press Releases
- -Oversaw high school volunteers needing to complete required hours.
- -Co-Organized Film Screening Event with 150 attendees.
- -Provide support at various organization events.

Dundee Township Historical Society, July 2022-Present

- -Volunteer Museum Docent
- -Reconstructed and Maintain website and social media, redesigned Logo and Graphics

Dundee Dolphins Swim Team, September 2021-Present

-Parent Volunteer (both James and Rachel)

Illinois Swimming Official, May 2022-Present

- -Completed training to become certified Administrative Official
- -Worked as Administrative Official for 26 swim meet sessions for Illinois Swimming and Illinois State Masters Swimming Association.

Illinois Master Naturalist, Kane County, University of Illinois-Extension

- -Completed Training during Fall 2022
- -Completed 40 required hours for certification within first 4 months
- -Work educational events and clean up of natural areas.

Forest Preserve of Kane County, Volunteer, March 2023-Present

-Led History Discussion for Maple Sugaring Event, over 900 attendees

Preservation Partners of the Fox Valley, March 2023-Present

-Volunteer Docent, Durant House and Shoales School

Tri-Cities Little League Baseball

- -Coached T-Ball Team, Fall 2022
- -Team Volunteer, Spring 2023



Fox River Valley Homeschool Tennis League, 2022-Present

- -Created a Community Tennis Association for Homeschoolers
- -Organize and coach group tennis sessions.

Children's Theater of Elgin, Costume Committee, 2021-2022

- -Helped to move costume shop to a new location.
- -Assisted in the organization of the new costume shop.
- -Sewed and altered costumes and accessories for multiple shows.
- -Worked during Tech Week and Performances providing alterations, troubleshooting, and load in/load out of costumes.

Barrington Dance Ensemble, The Nutcracker, Costume Committee, 2022

- -Assisted in alterations of costumes and accessories.
- -Worked during Tech Week and Performances providing alterations, troubleshooting, costume management, and load in/load out of costumes.

Certified Passenger Safety Technician (CPST), July 2022-Present

Through National Highway Traffic Safety Administration

- -Inspect child restraint installations and guide caregivers on proper use and current laws.
- -Work car seat installation events.

Homeschool, October 2021-Present

-Organize field trips and enrichment activities for local homeschool groups.

Previous Community Work (before moving to Illinois):

Pandemic and Natural Disaster Relief:

- -Crowd Source Rescue, delivered over 1000 food boxes during Pandemic
- -Mask Sewing: Sewed over 400 masks for Pandemic, collected and delivered supplies.
- -Hurricane/Flooding Relief: Organized donation sites and collected food and clothing donations during multiple flooding events.
- -Elderly Care: Assisted with transportation, grocery shopping, and meal prep.

Inwood Forest Community Improvement Association, 2016-2020

Rachel was elected and served on the board.

- -Acted as a liaison for residents to understand deed restrictions.
- -Corresponded with City Councilperson for neighborhood issues and events.
- -Managed social media.

Rescued Pets Movement, 2017-2021

- -Our family fostered dozens of dogs.
- -Transported dogs between city shelter and vet care or kennel.
- -Designed and installed graphics on 5 rescue sprinter vans.





Blue Marlins Summer League, Summer 2021

-Rachel ran the back office during swim meets, organized office facilities, improved processes and procedures, trained volunteers and coaches, and oversaw volunteers.

Oak's Dad's Club and Heights-Norhill Little League

James coached T-Ball Team, Fall 2019 T-Ball Team Parent, Spring 2020

James M. Herrick

314 E 1st St., East Dundee, IL 60118 (573) 239–0176

Email: jamesherrick8@gmail.com

Experienced Laboratory Professional with 19+ years experience leading laboratory personnel, following and writing known and new regulations and policies, and budget oriented project management with excellent communication skills on both a professional and technical level. Demonstrated history of process improvement through methodologies and practices, talent for mastering new skills and technology.

People Leader – able to set and maintain inter-departmental goals that are consistent with company goals and logistics through team building and development skills

Related Professional Experience

Senior Customer Service Engineer, February 2017-present, PerkinElmer

- Service ICP-OES, ICP-MS, AA, GC-MS, and GC product lines.
- Interact with clients for instrument repair, scheduling, contract, and sales.
- Taught instrument techniques and methods development for several applications.

Fluids Analysis Engineer, February 2012-February 2017, Schlumberger

- Opened a new aqueous geochemistry laboratory in Houston, TX, establishing a new business line for Schlumberger.
- Led a group to ISO 17025 accreditation, the first within the laboratory.
- Developing all laboratory methods.
- Writing all new standard operating procedures.
- Trained new personnel in methodologies as well as laboratory techniques and procedures.
- Analyzed oil and gas samples using liquid and gas GC and proprietary software for chromatographic analysis.
- Increased safety compliance as Loss Prevention Team Leader, with zero injuries during my tenure.

Associate Scientist, November 2010-January 2012, ABC Laboratories, Inc.

- Conducted analysis and experimentation on substances, allowing new drug research to go to market.
- HPLC-MS/FLD/VWD
- GC-MS/Headspace/FLD/NPD.

Associate Scientist, March 2008-November 2010, ABC Laboratories, Inc.

- Managing a team which oversees from drug discovery through clinical trials.
- Team performs both method validation and sample analysis of drug products under GLP regulations.
- Review and evaluation of data, interaction with clients, preparation of study protocols, project plans, and reports.
- Developing positive and new client relationships.
- Researching new drugs and products for market release.

James M. Herrick

314 E 1st St., East Dundee, IL 60118 (573) 239–0176

Email: jamesherrick8@gmail.com

Assistant Scientist, October 2006-March 2008, ABC Laboratories, Inc,

- Reviewed data and reports generated by project team.
- Performed sample cleanup (solid phase, protein precipitation, and liquid/liquid extractions) on various analytical methods.
- HPLC-FLD/VWD/MS for blood, urine, and plasma analyses.

Technician 2, July 2006–October 2006, ABC Laboratories, Inc, Technician 1, October 2004–July 2006, ABC Laboratories, Inc, Associate Technician, October 2003–October 2004, ABC Laboratories, Inc,

- Assisted study directors as Principal Investigator on GLP and non-GLP ecotoxicity studies that adhere to testing guidelines including the EPA, FDA, FIFRA, JMAFF, and OECD.
- Assisted study directors in setup, maintenance, and termination of ongoing studies.
- Performed routine biological and water quality analyses as well as equipment and instrument maintenance.

Education

B.S., Biology, University of Missouri-Columbia, 2002

Skills Summary

Schlumberger

ISO 17025 Quality Manager
Managing and Leading Your People
Management Essentials
Basic Time Management
Quality Health Safety, and Environment
Basic Problem Solving
Basic Finance
ICP-MS New User Training
IR-MS New User Training
IATA Dangerous Goods Training
DOT Dangerous Goods Training

ABC Laboratories

GLP, 21 CFR 58 cGMP, 21 CFR 211

Instrument

Agilent 1100 and 1200 series HPLC–MS/FLD/DAD/VWD/NPD Agilent 6800 series GC–MS/Headspace/FLD/TCD Dionex 5000 series IC

James M. Herrick

314 E 1st St., East Dundee, IL 60118 (573) 239–0176

Email: jamesherrick8@gmail.com

PerkinElmer NexION 300D ICP-MS PerkinElmer ICP-OES PerkinElmer Clarus GC

Software

Empower with Agilent and Waters HPLC and GC Chromeleon with Dionex IC
NexION with PerkinElmer ICP
Syngistix for PerkinElmer ICP, AA
TotalChrom for PerkinElmer GC
LabX with Mettler-Toledo
Microsoft Office Suite
TotalChrom
TurboMass

RACHEL PHILLIPS HERRICK

PROFESSIONAL RESUME

EDUCATION

Texas A&M University, *Bachelor of Science in Petroleum Engineering*, College Station, TX **Texas Board of Professional Engineers**, *Engineer-In-Training*

May 2009

EXPERIENCE

Pacific Inspections, Inc., Part-Time Insurance Inspector, Gulf Coast Region

2016-2017

- Communicated and scheduled inspections with property owners.
- Performed high-level technical inspections for residential and commercial properties.
- Completed schematics, various reports, and photos for submission.

Lime Rock Resources, Contract Production Engineer, Bakken Shale, Various

April 2015-October 2015

- Responsible for daily production surveillance and optimization in Bakken asset.
- Managed LOE and AFE workover projects.
- Optimized rod lift performance and monitoring process and increased total field production.
- Evaluated field-wide completion design and performance by well for recompletion and new drill potential.
- Assisted in the practical implementation and integration of WellView software.
- Oversaw compliance with state and federal regulatory agencies.
- Assisted in other projects in various fields, including compression resizing, workovers, and P&As.

Goodrich Petroleum, Production Engineer, Tuscaloosca Marine Shale, Eagle Ford Shale, Haynesville Shale August 2012–Dec. 2014

- Responsible for daily production in all fields.
- Performed production surveillance and optimization using well data and software.
- Designed, installed, and optimized all artificial lift (jet/recip pump, rod lift, plunger lift, foam-assist).
- Handled daily production and facility troubleshooting with field personnel.
- Managed SCADA design and installation and ensured data integrity across systems.
- Designed and established well and facility level safety shut-in system.
- Managed chemical and well integrity programs across all fields.
- Established and maintained well failure tracking system to reduce failures and lower costs.
- Optimized facility performance, including compression installation and resizing.
- Established and managed frac water treatment program.
- Managed AFE project cost tracking and performance for workover and facility projects.
- Monitored LOE cost tracking and identified ways to lower costs.
- Consulted with other disciplines to improve or establish company processes.
- Assisted with inventory tracking and facility diagram creation.
- Managed Plug & Abandon program.

BHP Billiton, Production Engineer, Fayetteville Shale, Arkansas and Angostura, Offshore Trinidad

May 2011–June 2012

- Acquisition Transition: Identify gaps in field operations cutover. Investigate and implement solutions across
 multi-discipline teams. Assist in determining workover policies and safety standards.
- Developed needs for production surveillance dashboard and company-wide systems implementation.
- Established Basis of Well Design for production operations and optimization.
- Completed various studies and field trials for workover and production equipment.
- Assisted in developing best practices for subsurface and surface chemical management program.
- Analyzed production data and made recommendations for well optimizations, including artificial lift installations, plunger lift optimization, compressor right-sizing and optimization and facility improvements, utilizing well history, current operating conditions, and well performance.
- Consulted with Land and Regulatory groups to ensure mandatory well and lease compliance.
- Acted as Production Integration Lead for updated SAP system release and cutover.
- Completed Integrated Production Model for offshore gas and oil wells.

ConocoPhillips, Production Optimization Engineer, San Juan Basin, Farmington, NM

June 2009-March 2011

- Responsible for production and deliquification of 820+ natural gas wells of different reservoirs and lift types, including rod-pumped, plunger lift, intermitting, flowing, and various other lift types.
- Specialized in remedial workovers and optimization in over and under-pressured Fruitland Coal, Mesa Verde, Dakota and Pictured Cliffs reservoirs. Prepared workover procedures and AFEs.

RACHEL PHILLIPS HERRICK

PROFESSIONAL RESUME

- Actively worked with area foremen, operators and rig superintendents to provide operational support for rig projects and downhole problems. Prepared more than 100 workover rig packages and procedures for tubing repairs, pumping unit installations and repairs, commingles, casing repairs and plug and abandonment projects. Execute projects within +/- 5% of estimated budget and uplift.
- Responsible for tracking expense and capital expenditures for individual project performance. Monitored individual well profitability for accounting accuracy and maximum profitability.
- Worked with reservoir and drilling and completions groups in identifying recompletion candidates, proper well performance and reserves estimations.
- Managed loss production and inactive wells and actively communicate with regulatory agencies.
- Developed tracking tools and spreadsheets to optimize engineering workload and data management. Consult with in-house programmers to improve current proprietary engineering software.

ConocoPhillips, Internships (Drilling–Eagle Ford, Reservoir–Panhandle TX/OK, Production–Barnett Shale) Summer 2006–2008

- Supported senior drilling engineer on daily drilling operations. Communicated with rig personnel to follow through on drilling plan and troubleshooting. Lease planning with reservoir, geology and land groups.
- Tracked drilling costs and trouble time to operate more efficiently and effectively. Identified problem areas to improve costs and operational focus.
- Completed study on effectiveness of directional drilling tool. Worked with vendor to improve tool functionality.
- Completed a major study of a shallow gas field to determine economic value.

Student Engineers' Council-Executive; Student Government Association, TAMU

- Performed decline curve analysis, created well performance and economic models to assess future wells.
- Completed study on chemical program and optimization within the North Barnett Shale.
- Oversaw Drilling, Completions and Production Operations, including attending frac jobs and assisting lease operators in day to day operations. Updated and completed 90 wellbore schematics and created database.

ACTIVITIES

Society of Petroleum Engineers, Gulf Coast (Networking Chair '12-13), Four Corners, TAMU

-Held committee meetings and organized networking events and conferences.

Young Alumni Advisory Council, Texas A&M University

Young Professionals in Energy, Member

American Diabetes Association—Tour de Cure, Organizer—Charity Bike Ride

Fall 2005—Present

2007—Present
Fall 2009—2010

SKILLS

 Advanced Software and Computer Skills—Proprietary project management systems and plunger lift tools, various wellsite controller software, WellFlo, Rimbase, Spotfire, Petroleum Experts Suite, SNAP (Nodal Analysis), PI Processbook, OFM, ARIES, Compressor Software, Landmark, Peloton tools, SAP, Microsoft Office

2006-2009

- George E. King Completions Training, North Sea Lift Training, OSHA, H2S, CPR and First Aid Training
- PetroSkills: Gas Production Engineering, Gas Well Deliquification, Performance Analysis & Optimization
- Presented at 2013 Emerson Exchange and 2014 ARC Advisory Group regarding SCADA design.

- VIII. SURVEY RESPONSES (see attached)
 - IX. INSURANCE (see attached)

| Where do you reside? | What has your participation or association been with the Depot Market? | Please make comments about the Depot Market here: | You may leave ANY comments, feedback, or opinions here about the current (now dissolved) Visitor's Center and Depot Market operations: |
|--------------------------------|--|--|--|
| Unincorporated Dundee Township | Attends Occasionally (1-3 times per season), Attended in the Past, Long time area resident- I remember the opening and building of the trail | Thank you for keeping this going! Such a great place. | |
| West Dundee | Attends Occasionally (1-3 times per season), Attended in the Past, Former or Current Market Vendor | Would love to see more fresh vegetable vendors, plant vendors, local artists, etc, and less flea market type vendors. | I think having it open Community use especially for restrooms is super important to the bike path community! |
| East Dundee | Attends Occasionally (1-3 times per season) | It was much better when it was less of a flea market and more a farmer's market. | Visitor Center and clean restrooms are a huge benefit to people using the trail and attending events. It should continue to provide information about the area and promote our downtown. Many small towns have cute gift shops that help offset costs. |
| West Dundee | Attends Frequently | We go each weekend it's open. I also volunteer for an organization that attends as a vendor | Keep doing the market and other events |
| Sleepy Hollow | Attends Occasionally (1-3 times per season) | We need to improve the vendors at the market. When I was little my grandma used to take us and I remember vegetable and fruit stands, artists, jewelry making etc. Now when I've gone it's a lot of junk or people selling "antiques" that are just flea market items. | |
| East Dundee | Attends Frequently | I moved here almost 2 yrs ago and fell in love with the weekly market. I enjoy all the vendors and love exploring new items or crafts they bring. I do wish there was more choces food food among the bike path | I do feel the Visitors center can evolve into a cafe or restaurant w outdoor seating . Something bikers, walkers can enjoy within proximity. I wouldn't change the building |
| East Dundee | Attended in the Past | As someone who lives here in dundee I barely know what the depot does/offers. Besides that it's a warm stop by the parade if needed. | I think it would be nice to receive a newsletter or updates on what they offer. |
| Sleepy Hollow | Attends Frequently | We really enjoy the sellers items and veggies every summer before we go to breakfast nearby at Benedicts. The dickens in Dundee event is amazing | It's a nice addition to the area |
| Carpentersville | Attends Frequently | Need more vendors crafters Nice to have access to bathroom I usually buy each time i visit | Keep it going. Make it wkend bakery shop to buy goodies |
| West Dundee | Attends Frequently | We attend the market and several festivities that center around the depot building including Thirsty Thursday, Wine Down Wednesday, and Motor Monday, plus winter holiday events | The building serves as a safe, warm (or cool, depending on the season) respite when attending downtown events and it should be retained and restored if funding is available. We use the restrooms and appreciate the facility itself probably more than 3 dozen times a year and with a 4 and 6 year old, this is a critical fixture of the community for us, well beyond what port a potties offer at community festivals though we appreciate the efforts there too |
| East Dundee | Attends Occasionally (1-3 times per season) | We like the Depot Market and hope it continues. Hope they get more vendors, as they seem to have the same stuff every time we attend. | |
| East Dundee | Attended in the Past | | |
| Carpentersville | Attended in the Past, Former or Current Market Vendor | Great little pit stop for cyclists could offer more snack and drink options or to go options from local food vendors | Love the flyers but I think another way to highlight your hotspots would be great |
| East Dundee | Attends Occasionally (1-3 times per season), Was planning on being an occasional vendor. | I've lived in ED for a long time. I hate the idea of no market there. It would be great to have a fine art/ crafter/ makers market there. I worked in the visitors center and people were excited to discover it when they came in. I ran ED events for a few years and we had the art & wine festivals and movie in the park there. I don't want to see it go to a private group. It should be kept as a public activity space. Thanks for stepping up. | |
| Sleepy Hollow | Attends Frequently | Love the market. After sleepy hollow fresh left the market has gotten smaller. I would like to see more people participate in the market from farmers to crafters. I don't think the market gets much advertisement outside of Facebook and it needs better signage from 72. I love the pumpkin contest and the tomato contest and I think these days bring out more vendors and customers. I think more can be offered inside the building and could be turned into a cafe for people riding their bikes like a sandwich shop could offer smoothies and other fun drinks. It could be a bike repair or gift shop. I also love the dickens fest! | The current market situation is "old". The flea market items are seen over and over without being sold. I do like the idea of home farmers being able to have a free spot for selling but this offer does not bring people in. It would be fun to see food trucks stop by the market or people who might sell food around the town like tamales. The inside needs to be more lively. I think a cafe or nice lunch spot (health conscious) would bring in bikers and people in the community. |
| 0 | Attends Occasionally (1-3 times per season), | A CONTRACTOR OF THE CONTRACTOR | |
| Carpentersville West Dundee | Attended in the Past Attends Frequently | Isn't this a historical marker? If it isn't, I think it would be nice to see it become one. I love the Depot Market. Great vendors and artisans. The prices are reasonable and I would love for more fresh veggies and fruits to be available. | |
| East Dundee | Never Attended, Just moved to the area | I've tried many times to enter the building. Always closed. Hope to get in and hope it continues as a visitor center. I love local information | Good luck with the future of this buildimg |
| Carpentersville | Attends Frequently | Love the market | - |
| | . , | If we could make it into a real farmers market. I really feel like it would get more attention. I mean look at Woodstock. It is crazy. But you have the bike trail to take | |
| Algonquin | Attends Frequently | advantage of. | Making it into a farmers market. Also using the business around the downtown area. |
| Algonquin | Attends Frequently | Part of summer routine! NEED to keep it! | Love the atmosphere and vibe. |
| West Dundee | Attends Occasionally (1-3 times per season) | My son loves the depot and the history behind it | |
| East Dundee | Attends Frequently | Hope it can stay!!! | A wonderful East Dundee tradition!!! |

| East Dundee Ven East Dundee Atte Unincorporated Dundee Township time Carpentersville Atte East Dundee Atte Atte Atte Atte Atte Atte | ttends Frequently, Former or Current Market endor ttends Frequently ttends Frequently, Attends Occasionally (1-3 mes per season) ttends Frequently ttends Occasionally (1-3 times per season) ttends Occasionally (1-3 times per season), ttends Occasionally (1-7 times per season), ttended in the Past, Former or Current Market | some tweaking to attract more visitors Sparsely attended, I always purchased something to support the vendors but for a town pursuing an indoor Flea market they can't attract vendors to an outdoor weekend only one. I love all the events and activities. Love the flea market. The market could benefit from additional vendors and marketing. It is a great little market. I love to take my boys and buy the local fresh produce. It is fun | The depot is literally the center of downtown East Dundee and should showcase the character of our town. I think whatever goes here should be something that draws people and serves people, while at the same time, keeping the small town charm that people come here for I am a fairly new resident to the area but live it here and am a supporter of the local efforts and business keeping the community alive and interesting. |
|--|--|---|---|
| Unincorporated Dundee Township Carpentersville Atte East Dundee Atte Atte Atte Atte | ttends Frequently ttends Frequently, Attends Occasionally (1-3 nes per season) ttends Frequently ttends Occasionally (1-3 times per season) ttends Occasionally (1-3 times per season), ttends Occasionally (1-7 times per season), ttended in the Past, Former or Current Market | some tweaking to attract more visitors Sparsely attended, I always purchased something to support the vendors but for a town pursuing an indoor Flea market they can't attract vendors to an outdoor weekend only one. I love all the events and activities. Love the flea market. The market could benefit from additional vendors and marketing. It is a great little market. I love to take my boys and buy the local fresh produce. It is fun | town. I think whatever goes here should be something that draws people and serves people, while at the same time, keeping the small town charm that people come here for I am a fairly new resident to the area but live it here and am a supporter of the local efforts and business keeping the community alive and interesting. |
| Unincorporated Dundee Township time Carpentersville Atte East Dundee Atte Atte Atte Atte | ttends Frequently, Attends Occasionally (1-3 mes per season) ttends Frequently ttends Occasionally (1-3 times per season) ttends Occasionally (1-3 times per season), ttends Occasionally (1-7 times per season), ttended in the Past, Former or Current Market | pursuing an indoor Flea market they can't attract vendors to an outdoor weekend only one. I love all the events and activities. Love the flea market. The market could benefit from additional vendors and marketing. It is a great little market. I love to take my boys and buy the local fresh produce. It is fun | business keeping the community alive and interesting. |
| East Dundee Atte | ttends Occasionally (1-3 times per season) ttends Occasionally (1-3 times per season), ttended in the Past, Former or Current Market | The market could benefit from additional vendors and marketing. It is a great little market. I love to take my boys and buy the local fresh produce. It is fun | business keeping the community alive and interesting. |
| Atte Atte | ttends Occasionally (1-3 times per season), ttended in the Past, Former or Current Market | It is a great little market. I love to take my boys and buy the local fresh produce. It is fun | business keeping the community alive and interesting. |
| Atte | ttended in the Past, Former or Current Market | | la 111 2 de 12 de 1 de 10 de 10 de 10 de 1 |
| | | to stop there and then go to a few local businesses on main. | I would love to see the market continue and grow like the Huntley market or the Dole mansion in crystal lake. I was looking forward to being a vendor this summer in our town instead of Huntley or Crystal Lake. |
| East Dundee Atte | ttends Frequently | I like going looking at stuff and buying it would be nice to have farmers market for fruit/vegetables. | Whwn we moved here 7 years ago we visited the visitor's center and enjoyed getting informationon the area. |
| West Dundee Atte | ttends Occasionally (1-3 times per season) | | |
| East Dundee Atte | ttended in the Past | I don't understand why the organization has dissolved and this is up for grabs | Keep it open to the public |
| West Dundee Atte | ttends Occasionally (1-3 times per season) | Love the building! | It would be great for an all year round organic farm stand of locally grown vegetables , fruits, fresh eggs, honey and flowers. Maybe the owners of Bleu Root can be of help. |
| | ttends Frequently, Former or Current Market | Please don't let it go away, it is a great gathering place for community and for vendors to show their treasures, I foster for Hoof woof meow animal rescue, many puppies/dogs have found great homes because they met them at the market, it has truly made a difference!!! | Whatever it takes to keep it, |
| Atte | ttends Frequently, Attended in the Past, visit ere when example motor mondays, wine down, | Confused why the Village just doesn't run it but maybe they don't want the burden of employee's for it? | it would be nice if washrooms were always opened. been there at times and it's all locked up |
| Carpentersville Atte | ttends Frequently | Please keep it going! I visit every week. | We love visiting! |
| | ttends Frequently | I love the depot market! I think we are missing an opportunity for creative expansion. When you look at the Friday night elgin market and the amount of business and vendors, our seems small in comparison. It would be great to have more of an even experience market with a band, more food vendors and possibly a later schedule on the property. Inside the depot I think it would be great as a local artist spotlight that can be rotated each week or weekend as an artist collective where they volunteer to run the depot on their weekend, set up displays and manage their own sales. It can also be used to highlight local school student artwork and rotate per school or volunteer organizations for fundraisers like a VFW bake sale, boys and girls club,l fundraiser weekend or for boy and girl scouts. I would also love to see more from the historic society in the depot with possibly sales to help fund their site and a rotating small history display on one wall. | The depot building is the last real historic marker that points to the history of Dundee in the middle of our downtown. All of the new building additions and venues have pulled away from the historic charm of Dundee because the buildings are obviously new and not historic. If the building is replaced or allowed to be just another business in town, we will be losing important connection and collaboration opportunities for our residents. |
| '' | ttends Occasionally (1-3 times per season) | I hope they continue with the different markets and events | |
| | ttends Frequently ttends Frequently | Liked until recently when it became more like flea market. Love the fresh veg, flowers, baked & craft types | Keep the Depot open I'm not sure why didn't work as visitor center, rest Area for bikes. I loved stopping in when walking. It was welcoming & unique for our town. Could sit at picnic table & enjoy. Markets attract but as mentioned needs to be quality, yet not overpriced. |
| | . , | 7 | It's very important to have a visitor center. Perhaps a facelift and refreshed group of new ideas with some previous experience can keep it going forward. |
| | | Please let me know how I can help preserve this important part of the community and expand its use, and value too. | Source provided depending out in the price young for maid. |
| | | I hope it continues! | Thank you for your years of service! |
| | | Some great stuff, a lot of junk. Used to love getting fresh veggies from Sleepy Hollow Fresh there, but they started going to another farmers market on Saturdays instead. :(| |
| · · · · · · · · · · · · · · · · · · · | ttends Occasionally (1-3 times per season) | It has been a focal point for the community and could be utilized as perhaps a place to showcase a caricature artist/ old Tyne photographer studio as well as an extension of the West Dundee/ East Dundee historical museum. There are many different ways this building can be utilized. The farmers market is just one way, but what about the other wonderful seasons we have to showcase been selling for 15 years. A great flea market. Like it the way it is | Too many to list here Why change it |

| Where do you reside? | What has your participation or association been with the Depot Market? | Please make comments about the Depot Market here: | You may leave ANY comments, feedback, or opinions here about the current (now dissolved) Visitor's Center and Depot Market operations: |
|--------------------------------|---|--|---|
| Crystal Lake | Occasional Vendor | Great atmosphere and a nice place for locals to mingle and people using bike path to take a break with Dukes and the businesses in immediate area with eateries is niceAn ATM might not be a bad idea for area | Hope to see carry on,perhaps a restroom building with vending machines,somewhat like a smaller version of a rest area facility with some history literature decorating the inside with some racks with literature for local business and entertainment info |
| East Dundee | Attends Occasionally (1-3 times per season) | Love the depot and Bill | I believe that the depot is a great asset to down town East Dundee |
| East Dundee | Attends Occasionally (1-3 times per season) | I'm hoping that it can be saved and used as guest center / meeting place for our outdoor activities. Besides, it's part of our heritage! | |
| West Dundee | Attends Occasionally (1-3 times per season) | Enjoyable! Close to home and happy to support local events and vendors! | |
| West Dundee | Attended in the Past | It's a nice building to see and brought the square together | |
| Carpentersville | Attended in the Past, Former or Current Market Vendor | It's a great location but as an established vendor and market organizer the type of sales were not on par with other markets I have hosted and participated in. The vendor offerings and clientele couldn't support the type of traffic I got at other markets nearby. It was more of a rummage sale/ flea market and I think that discouraged a lot of younger buyers and folks looking for hand made items and local food offerings. I also think there tends to me more traffic at the evening markets than the early start markets these days. | |
| Unincorporated Dundee Township | Attends Occasionally (1-3 times per season), Attended in the Past | Need less flea market items and more vendors selling homemade goods and info on volunteer opportunities (rotary club, lions club, etc) | Great space. Maybe could be used for groups to use/rent for meeting space. As a girl scout leader, it is often hard to find those spaces especially since covid |
| East Dundee | Attends Frequently | enjoyed the market more when they had more fresh fruits vegetables baked goods on Saturdays. it seems to have become more of a garage sale. | would send friends and family using the trail to the depot for information |
| West Dundee | Attends Frequently | This is the center of so much activity. This space"grounds" the businesses surrounding it and is a great meeting place at the E.D. bike trail. | Is it possible to open this space to groups i.e. Scouts or Int'l Toastmasters groups and thereby obtain funding thru grants for any budget needed? |
| West Dundee | Never Attended | Just moved to West Dundee and loved the idea of the Depot Market. Would love to be in the know about it's future plans. Has this space ever been used for farmers markets? | |
| East Dundee | Attends Frequently | LOVE the Depot Market and would absolutely hate for it to go away. Excited to see what your plans might be. | No comments. They did an awesome job with the markets and festivities. |
| West Dundee | Attends Frequently, Former or Current Market Vendor | It needs to stay. | Could have had a higher profile and better promotion. |
| West Dundee | | l especially liked going to the Saturday market when a farmer from Marengo brought a truck full of produce and plants/flowers— he came most weeks for several years until he had health issues. I also liked buying vases and other items from the vendors. In recent years, I've been trying to get rid of things in my home (vs acquire more) so have bought little from the market, maybe only 2-3 items a year. But I still went to the market about two times per month. When serving on the depot board, we tried to entice vendors who sold produce and plants to expand the market beyond antiques/flee market items with the intent to draw a slightly broader crowd. The main goal for the board was to raise enough money from the Saturday market to keep the depot visitor center open and staffed several days a week and fund Bill Z's hourly salary for his staffing service. Covid and rainy summers put a damper on the ability to raise adequate funds as well on the spirits of the volunteer board and we decided to disband. | I like the idea of a visitor center. I love the historical pictures on the walls and the architecture details inside and outside. If rented out for special functions, it would be critical that the interior is not altered or damaged. |
| East Dundee | Attends Frequently, Former or Current Market Vendor | We love the market and with a bit more social media exposure and marketing it could be as huge as other surrounding towns markets. Currently it is kind of a best kept secret. | There is a huge potential to reach a much larger audience in Barrington hills and the other surrounding towns like West Dundee Algonquin etc |
| East Dundee | Attends Frequently, Former or Current Market Vendor | We love The Depot as well as the markets and hope the space can remain unchanged. | |
| Elgin | Past vendor - all but the last 2-3 dates in 2021/ spring thru early July 2022 | They did not advertise enough outside of Dundee, & the Village's constrictive sign policies diminish potential drive by customers from Rt 72 traffic & elsewhere. It's like a private little event for East Dundee. | Having access to restrooms & water is important for both vendors & shoppers |
| East Dundee | Attends Frequently | Hopefully,family oriented assoc that would bring occasions like an Art show, vendors appropriate to the seasons or holidays. We already have Motor Mondays and wonderful Xmas tree lighting etc.we should be able to brain storm what our town like you are doing now with the survey. Thank you for your effort to 'Save the Depot'. | |
| West Dundee | Attends Occasionally (1-3 times per season), Attended in the Past | It is a land mark for the vendors and a visitor center | It should remain it is a east Dundee land mark |
| East Dundee | Attends Frequently | Too much of the same stuff | |
| West Dundee | Attends Frequently, Former or Current Market Vendor | We love the quality of the goods and the friendliness of the vendors. | We appreciate their dedication in carry out their duties for over 10 years! |
| Carpentersville | Attends Frequently, Attends Occasionally (1-3 times per season), Attended in the Past | Love bathrooms. Central gathering spot. | Traditions |
| East Dundee | Attended in the Past | | Brings people into the area |
| East Dundee | Attends Frequently | Hope things can continue on as they have been. | |

Depot Survey Responses

| | What has your participation or association been with the Depot Market? | | You may leave ANY comments, feedback, or opinions here about the current (now dissolved) Visitor's Center and Depot Market operations: |
|-----------------|--|--|--|
| West Dundee | | I'd like it to be a farmers market where there are a wide range of options. Think Woodstock farmers market with the selling of flowers and fresh veg as well as stands for donuts and other food for purchase. | Please maintain the building. It adds so much charm to our town! |
| Carpentersville | Attends Occasionally (1-3 times per season) | Save it! | |
| Carpentersville | Former or Current Market Vendor | Wish we could draw more folks, and also encourage area farmers with produce to join us! | |



Your Business Owner's Policy Quote

Prepared for:

Rachel Herrick

314 E 1ST ST

EAST DUNDEE, IL 60118-1104

Your Primary Location:

319 N RIVER ST.

EAST DUNDEE, IL 60118-1300

Class & Class Code:

Club - Recreation - Non Profit; 49241

Policy Term:

May 01, 2023 - May 01, 2024

Quote Good Through*:

July 23, 2023

Proposal Creation Date:

April 25, 2023, 5:07 PM

Insurance underwritten by: Hartford Underwriters Insurance Company.

What To Do Next:

Thank you for your interest in The Hartford. For questions or to purchase coverage, contact Scot Brazelton at (224) 333-2241

Your Reference Number:

83 SBM AX6CJB-003

Audit Period: Non-Auditable

Agency Information:

BRAZELTON INSURANCE GROUP INC 115 N Main Street Ste 101 Algonquin, IL 60102

*Premium is based on information provided during the application process and is subject to change should any change be made to the policy. Examples of possible changes include, but are not limited to, changes to coverage, Named Insured(s), location(s), and effective date.

| PREMIUM SUMMARY | | | | |
|------------------------------------|-------------|-----------------|----------|----------|
| COVERAGE | | | | PRICE |
| Business Owner's Policy | | | | \$455 |
| Employment Practices Liability Ins | surance | | | Included |
| YOUR ESTIMATED ANNU | AL PREMIUM: | | | \$455** |
| Proposal summary | Page 2 | Recommended co | overages | Page 5 |
| Coverage details | Page 4 | Payment options | | Page 7 |

^{**}Your Estimated Premium may change based on coverage changes made through endorsement or if your policy is subject to Premium Audit.

| Acknowledged and Accepted by | | |
|------------------------------|--------|--|
| | | |
| (Signature of insured) | (Date) | |

This document is only a proposal. It can't be used as proof of coverage, unless bound by an authorized agent.

The Hartford[®] is The Hartford Financial Services Group, Inc. and its subsidiaries, including Hartford Fire Insurance Company. Its headquarters is in Hartford, CT. © February 2019 The Hartford

¹ The Hartford's Customer Claims Ratings as of February 2019. Customer claims reviews were collected and tabulated by The Hartford and reviews are not representative of all customers.



This quote overview was created to show you how we propose to cover your business and to help you feel confident in the coverages that have been selected. Each section below breaks out some of the important features of your proposed policy.

We're ready to welcome you as a customer of The Hartford! All that's left is for you to let us/your agent know when you'd like to start your coverage.

| LOCATION(S) | | |
|---------------------------|---|---------------|
| LOCATION CLASS CODE(S) | DESCRIPTION | TYPE AND AREA |
| LOC 1; BLDG 1 49241 | 319 N RIVER ST EAST DUNDEE,IL 60118-1300 | 1,000 sq ft |

BUSINESS LIABILITY (Also known as General Liability)

Your BUSINESS LIABILITY COVERAGE helps protect and defend your business from covered claims alleging that you damaged someone's property, injured them or defamed them. The below overview shows some of your Business Liability limits.

| EACH OCCURRENCE LIMIT We'll pay up to this amount for all claims related to a single incident. This total applies no matter how many people make claims. | \$1,000,000 |
|---|-------------|
| GENERAL AGGREGATE LIMIT We'll pay up to this total amount for all losses that occur during your policy term, except for those losses that are included in the Products/Completed Operations Aggregate, which are paid under a separate aggregate limit as described below. | \$2,000,000 |
| PRODUCTS/COMPLETED OPERATIONS AGGREGATE We'll pay up to this total amount for all losses that occur during your policy term as a result of work you completed or for a product you distributed or sold. It does not cover you for things that happen while you are doing work. | \$2,000,000 |

EMPLOYMENT PRACTICES LIABILITY INSURANCE

Your EMPLOYMENT PRACTICES LIABILITY INSURANCE (EPLI) helps protect and defend your business from employment-related covered claims including but not limited to, discrimination, sexual harassment or wrongful termination brought by your employees or applicants. The below overview shows some of your EPLI limits.

| EACH CLAIM LIMIT | |
|--|----------|
| We'll pay up to this amount for each claim covered under the Employment Practices Liability Coverage Part. | \$25,000 |

This is not a guarantee of coverage. Actual premium amounts vary and will depend on an applicant's individual account characteristics and coverages and limits purchased.

This document contains only a general description of coverages that may be provided and do not include all of the terms, conditions, or exclusions that may apply. Please refer to the actual coverage forms for complete details of terms, conditions, and exclusions. In the event of any conflict, the terms of an issued policy prevail.



Quote Summary: Coverage for Your Small Business

CONTINUED

| AGGREGATE LIMIT We'll pay up to this amount for all claims covered under the Employment Practices Liability Coverage Part. | \$25,000 |
|--|------------|
| RETROACTIVE DATE If no date is entered, the Retroactive Date is the same as the effective date of this Coverage part. | 05/01/2023 |
| WAGE AND HOUR DEFENSE COST SUB-LIMIT The Wage and Hour Defense Costs Sub-Limit is only available for claim expenses incurred to defend a wage and hour violation that occurred on or after the retroactive date and before the end of the policy period, regardless of whether any such claim for a wage and hour violation is made during the policy period or the Extended Reporting Period, if applicable. | \$25,000 |

This is a claims-made coverage. Defense costs are included within the limits of liability. However, some states require that defense costs be in addition to the limits of liability displayed in this quote proposal. Refer to actual policy terms for full notice and details.

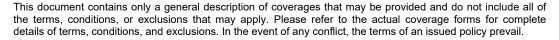
CUSTOMIZED COVERAGES FOR YOUR BUSINESS

These added coverages make your policy more unique. They protect against specific risks your business could face.

| BUSINESS LIABILITY COVERAGES ADDED | | |
|--|-----------------------|---------|
| COVERAGE | LIMIT | PREMIUM |
| Blanket Additional Insured by Contract | Included ¹ | \$47 |

¹ Included in Business Liability Limit(s)

This is not a guarantee of coverage. Actual premium amounts vary and will depend on an applicant's individual account characteristics and coverages and limits purchased.







Business Liability Coverages Detail

Businesses can face many different kinds of business liability risks. And a policy can respond to them in different ways. Below you'll find a breakdown of the specific business liability coverages your policy includes. You'll also see a specific limit, which is either the maximum dollar amount or the length of time that your coverage pays.

| BUSINESS LIABILITY COVERAGE | TOTAL LIMIT OF INSURANCE |
|---|--------------------------|
| Business Liability | |
| Liability and Medical Expenses Limit | \$1,000,000 |
| Medical Expenses Limit | \$10,000 |
| Damage To Premises Rented To You Limit | \$1,000,000 |
| General Aggregate Limit | \$2,000,000 |
| Products-Completed Operations Aggregate Limit | \$2,000,000 |
| Personal and Advertising Injury Limit | \$1,000,000 |
| Property Damage Liability Deductible | No Deductible |
| Waiver of Subrogation - Blanket | Included |

This is not a guarantee of coverage. Actual premium amounts vary and will depend on an applicant's individual account characteristics and coverages and limits purchased.



RECEIVED

By Franco Bottalico at 1:11 pm, Apr 27, 2023

Village of East Dundee

Request for Proposal – DEPOT

April 28, 2023

My name is Bill Zelsdorf. I have lived in Dundee Township and have been a member of the community since 1955. My involvement with the Depot dates to 1987 when I was part of the entertainment committee tasked with organizing and performing at the grand opening. I became a Friends of the Depot board member in 1999, and I have served as the manager of the facility since 2009. The Depot is a village asset and I feel control of this beautiful building should remain with the village. Given this, my proposed use for the Depot remains very much as it has for the last 20+ years. Below is a detailed explanation of the evaluation criteria that the village has requested.

Understanding of the Services to be Provided: The Depot has always served as a visitor's center to provide information about our town and the area. Additionally, the Depot provides a rest area for bicyclists, runners, and walkers enjoying the Kane County Fox River Trail bike path. My proposal is to keep the main operation of the Depot building as a visitor's center. I have been contracted to the village to operate the Depot from 10:00am to 2:00pm five days per week. I would be able to accommodate whatever hours of operation the Village desires. I have as many as four people who will be able to staff the facility. Each member of our group is a long-time resident, and all are very knowledgeable on the Fox Valley/Dundee area. On Saturday mornings during the months of May through September, we manage the Depot Market. The market provides vendors to sell antiques and various items of interest while bringing people to our downtown. Our hope is to continue this service. The booth fees collected from vendors are donated to the Dundee Township Historical Society. The DTHS is a dedicated group of individuals working to keep our past alive. Additionally, our intention is to work to establish a farmer's market in Depot Square. We feel this will provide the village with another avenue to promote East Dundee to surrounding communities. To date, we have made headway in this effort. The village has always paid our group an amount equivalent to \$12.00 for each hour the Depot is open. We would be happy to accept the same arrangement going forward.

Public Sector Experience: My service to East Dundee includes 24 years as a board member of the Depot volunteer group. I have also acted as the manager of the Depot for the last 14 years. Additionally, I have volunteered for countless community events as well as the time I have donated to the Historical Society. I have lived all my life in this area, and I can hope for no better opportunity than to continue to operate our Depot.

Project Staffing Experience and Depth: In addition to myself, our group consists of four dedicated individuals who are just as passionate and knowledgeable about Dundee, and the Depot, as me. Along with maintaining the hours of operation for the building, we provide services that include replenishing refreshments, stocking the restrooms, and providing a communication link to the village staff and police department. Our group members all have many years of service to the village and the township in general. Regarding the Depot Market, we will provide a monthly status of all revenues generated to the village administrator. We can also provide information to the public regarding renting the Depot for

private events. We are willing to obtain a not-for-profit status if required. However, such an arrangement could prove troubling should the village seek a dissolution of the relationship.

Skills and Abilities: Our skillset is strengthened by our experience with operating the Depot and our knowledge of the Dundee area. Each of our members has strong computer and communication skills that will ensure a smooth continuation of the services the public has come to expect. We are eager to continue in this role.

References: References regarding my involvement with the Depot are varied. They include past Board members such as Kathleen Mahony, Stephan Pickett, Paula Lauer, Herb Beck, Sandy Beck, and many others. Personal references, to name a few, would include DeLoris Doederlien, Tim & Lucy DeLap, Phil Aleo. Additional references are available on request.

Intangibles: Intangibles for purposes of this request are my love for community and civic pride. I count myself as lucky to be able to give back to my neighbors in the capacity of operating the Depot. I hope you will find what I offer of value to East Dundee. Thank you.

Bill Zelsdorf

RECEIVED

By Franco Bottalico at 3:21 pm, Apr 26, 2023

Cover Letter

Subject: Village of East Dundee's Request for Proposals for "The Depot" From: DeLoris Doederlein -- Suggestions for the Good of the Order

<u>Understanding of Services to be provided</u>:

I might differ with others. I don't believe "The Depot" is there to make money, but to **show case our Village.**

I thought that when we hired Franco Bottalico, he was going to be our Events Coordinator. I visited him and told him all I could about events, our community, and about the history of the area. He seemed to understand, but what I did not understand was that Franco was there only to rent out buildings and spaces and help Erika, our Administrator, with other matters, and he was not hired as an Events Coordinator. (That is what I gather now as I talk to different employees.) Why not hire an Events Coordinator. Keep The Depot in East Dundee's Hands. But if that is not feasible, then KEEP THE DEPOT, AS IT IS. Bill Zelsdorf does a wonderful job. And if you wanted "The Depot" open more hours, Bill is willing to do so.

The person behind the counter at "The Depot" gives out information to visitors, tells them about the events that are sponsored by the Village, answers questions, and is friendly and outgoing. And that is being done right now. Why, change that? There are still some volunteers left that come in and help, if there is a need. Maybe this could be expanded. I have often felt that volunteers, with a special vest, jacket, or shirt, which they would buy themselves, should be walking the streets as ambassadors for East Dundee.

Public Sector Experience:

I have lived in East Dundee since 1954. I was a school teacher in District #300 for 27 ½ years. I was here when Meadowdale started. I did everything that School District #300 asked me to do. I got my Special Ed Degree, I got my Early Childhood Degree, I got my Remedial Reading Degree, I got my Community Relations Degree, and with all of that I got a Master Degree in Education. I was drafted into running for State Representative in our area and I won. I served three terms and then I retired a second time. I am the mother of five children, grandmother of nine, and great-grandmother of fourteen. I belong to Bethlehem Lutheran Church in West Dundee and I am doing Mission work at Faith Lutheran Church in Carpentersville and work with the Carpentersville Clergy. At 97 I have learned not to get to emotionally upset, but I can't help but speak out when I see things getting churned-up.

Project Staffing Experience and Depth:

East Dundee Village Trustees should handle "The Depot" themselves. They may propose to have the office space as the Trustees' Office, or some other office, or maybe East Dundee will hire an Events Coordinator. I am not asking you to change anything, but I'm praying you will see the light and keep "The Depot" in East Dundee's hands.

Skills and Abilities:

Well, I don't know if I have enough skills and abilities to deliver my proposal, that will be up to the members who read this and think about the future of East Dundee. That is up to you. YOU have to take on that responsibility.

References:

My life is an open book. East Dundee is in my family tree. My husband grandfathers were the Pastors of Immanuel and Bethlehem Lutheran Churches. Pastor Doederlein was at Immanuel and Pastor Sylvester was at Bethlehem. We go to Bethlehem because Grandpa Sylvester lived longer, although I did teach one year at Immanuel, when they could not find a teacher. Walter Doederlein, my father-in-law started managing the Lumber Yard in 1919 and later bought it. Fred bought it in 1967. Walter Doederlein also invested on a farm, at the top of the hill, in East Dundee. Later it was developed. At one time Fred counted 54 houses that were built on this farm. The Lumber Yard is still there and I am deciding what to do with the property right at this time.

Intangibles:

I believe one should evaluate all of the responses with feelings, not with just words alone. Politics is hard enough to follow, but when I heard maybe an ice cream shop was going in The Depot, or maybe an office for a non-profit, I froze.

Thank you for reading my ramblings – if you do, thank you again and again. Thank you – "people make work harder than it should be".

"THE DEPOT" IN EAST DUNDEE (2023 AND IN THE FUTURE)

From: DeLoris Doederlein

110 Railroad Street

East Dundee, Illinois 60118 Telephone: 847-426-4293

"THE DEPOT" IS THE KEY STONE OF EAST DUNDEE"

Dear Village Board:

As someone, who was with the group, who proposed the concept of "The Depot" for the bike path and for the celebrating of Dundee Township Sesquicentennial, I am very interested in the future of this building and of the entire area. I donated "The Warehouse" to East Dundee, so they could widen Meier Street and have more green space at "Depot Park". In consideration for the Parking Lot, I allowed the Village to tear down an old glass shop, five coal bins, a machine shop, and a pole barn. I am even considering doing more for "The Village", but that is still a matter of thought, discussion, and decision.

As for "The Depot's" future, as my husband, Fred, would say, "If it isn't broken, why fix it." I believe that "The Depot" facility should remain as it is. I don't believe you have to enlarge it in any way. It is a jewel in itself and Bill Zelsdorf, is also a jewel. He has been on the front lines at "The Depot" for over, maybe, 20 years. He did have some help with a low-keyed non-profit called "Friends of the Depot". They never asked for money, they were just there to support "The Depot". It is true that some people donated money to them, but they never went "gung-ho", or with an attitude that you had to give to them. They did it

themselves, and I don't believe they asked the Village to support them in anyway. I have been told that sometimes they donated back to the community money that was in their treasury.

I would hate to see a new non-profit identity, or any commercial identity come in and take over the "Dundee Depot and Market" and make it their headquarters. I would like to see it remain East Dundee's "diamond in the rough". I would like it to remain in the Village hands; however, if the Village Board thinks that it is **too much work for them to oversee this building**, then I would suggest that The Dundee Township Historical Society be contacted, to see if they would be willing to sponsor a satellite historical society here. You have already started a "mini" historical East Dundee Collection in the Village Hall. This could be moved to "The Depot". When we were building The Depot, we funneled our Depot Funds through the Dundee Historical Society. At one time we had a satellite Northern Kane County Chamber of Commerce office in "The Depot", until the Village asked them to move on. I thought this was a wonderful arrangement, but the Village must have thought differently.

The building of "The Depot" took place at the same time that Kane County was building the bike path. My husband, Fred, was on the County Board, representing East Dundee. Some residents and some Village Board Members did not want this bike path to go through East Dundee, because they thought it would bring crime and litter into the downtown area. Our Village Board wanted it to cross over the river at Richardson Subdivision and be in West Dundee. It seems, to me, that we were always at odds with the Village of East Dundee. It was probably because we were too close to them in many ways. Fred was very true to his beliefs, that East Dundee was the best place for this bike trail, and he worked hard to get it here. And we both worked hard to get "The Depot" built. He called in my favors from suppliers and called on many friends for help. The money just did not come in.

When I married Fred, I adopted East Dundee as my Home Town. I am proud to be a member of this community. I am just sorry that with five children, only one, lives in East Dundee.

When I asked Bill about the future of his work at The Depot, he replied that he is willing to work with the Village in every way. He says he doesn't need an office, just his desk; so, in the future, if East Dundee wants to hire an **Events Coordinator**, and they might want an office right where the action is, he wouldn't mind. He said he would even clean the building and take care of the washrooms if it was a full time job; and, if something came up when he was supposed to be at The Depot and couldn't make it, he would get his own replacement and pay them out of his salary. Now that is dedication. However, an office, would be a nice gift. Bill could be your Second Station Master. Believe it or not, the honor of being the First Station Master, of the "The Depot" was given to Fred by members of the East Dundee Village Board as "The Depot" was being planned.

I believe Bill should be an employee of the Village and given the title of Station Master. He is not expecting a big salary. He is satisfied with what he is getting now. He just would like to know what is expected of him and how many hours The Depot will be open.

Bill told me that he and Connie Kaschub would both like to continue to manage the Saturday Market. This would be a separate operation, and where the rental money for booths would go, after expenses, could be negotiated. This could very easily be worked out.

Just one more NOTE: The best year for growth was when Karen Blair, was hired as the Events' Coordinator, and she began having Merchants Meetings once a month in various establishments in East Dundee. The merchants were informed about what was going on in the Village and

they in turn informed their employees and soon everyone "knew the new news". She started all of our now established monthly events: such as Wine Down Wednesday, Motor Monday, and Thirsty Thursday.

Some of the old activities we used to do was to square dance in the street. The Village closed off the one block of Railroad Street from Fourth Street to Meier Street. Yes, right in front of "The Office", 110 Railroad Street. We often just had one "fiddler".

Twice, I managed a "Bakery Bucket Band" at "The Depot" which was fun. You see these bands on street corners in Chicago and in New Orleans.

Another activity was a "Show Off" Tent Show. You brought your collections – trains, dolls, marbles, knives, books, baseball cards, match books, etc. and just talked or swapped.

Once, we also had some kind of "eating contest". I'm not sure if it was pie, hot dogs, crackers, or something else.

I can also remember, an ART SHOW that Fred and Jack Brinkley managed for East and West Dundee. Artists from everywhere came out and sat in from of different stores and painted or drew their pictures right there. Some artists were stationed in in Tower Park (now Grafelman Park), and some were in Triangle Park. It was a togetherness time. Since Jack Brinkley was "Shuffle on the "Ma Perkins" radio show, he had contacts with movie stars. It just happened that Don Ameche, a famous old-time movie star was staying at the Chateau Louise, and Jack got him to be one of the judges of the art show. Maxine Brinkley had a book store where Cliff Surges has his office now, on River Street.

Because Fred liked to promote Art and was "sora-of-an-artist" himself,

a carver, we did promote several Art Show at "The Office" at 110 Railroad Street. The people in East Dundee should never forget Harold Haertel, who was a self-taught carver of decoys, and whose works are worth thousands. He lived right here in East Dundee and in the 80's was featured in National Geographic.

There were other artist also: Andy Benson, the artist-in-residence at the Chateau, and Eric Olson, designer for Haeger, but also a great artist.

One must always remember, it is the people who make history and make a community great.

We put this to music in the East Dundee Song......

(Refrain)

Downtown on River Street, That's where we all should meet. Downtown on River Steet, Come to talk and come to eat.

East Dundee is our Home Town, Churches and taverns do abound. Saints and sinners aren't we all, We have our fun at Depot Mall. WHERE (Refrain)

There's a Depot in the Park, Where we sit from dawn to dark. Watching all the bikes fly by, Giving us a big "HI" five. We had a verse for every business on River Street and other businesses also. Businesses, more than I care to count, left, but the tune is still there and more verses can be written. I gave each of you a copy some time ago.

You all know how old I am. But I want to tell you that I am the only one, out of four, that celebrated an over 90's party that Bill Zelsdorf and Diane Ahrends, planned for us at "The Depot" one year, saying it was a Village Affair. We all talked about it for years, and I still do. Wouldn't it be nice to have a party for any resident in East Dundee that is over 90, just once a year. I LOVE PARTIES FOR ANY REASON.

Village of East Dundee



Request for Proposals The Depot

Proposal Due Date and Time: April 28, 2023 by 3:00 p.m.



GENERAL INFORMATION

<u>Definition</u>: A Request for Proposal (RFP) is a method of procurement permitting discussions with responsible proposers and revisions to proposals prior to award of a contract. Proposals will be opened and evaluated in private. Award will be based on the criteria set forth herein.

<u>Addenda</u>: Addenda are written instruments issued by the Village of East Dundee ("Village") prior to the date for receipt of proposals which modify or interpret the RFP by additions, deletions, clarifications, or corrections.

Prior to the due date of the RFPs, if applicable or needed, addenda will be posted on the Village's website.

<u>Discussion of Proposals</u>: The selection committee may conduct discussions with any Proposer who submits an acceptable proposal. Proposers shall be afforded fair and equal treatment with respect to any opportunity for discussion and revision of proposals. During the course of such discussions, the selection committee shall not disclose any information derived from one proposal to another proposer.

During the initial discussion, the proposer shall be prepared to give an oral presentation covering the following topics:

The specific services to be provided.

- Qualifications of the Proposer, including work on similar projects, experience of personnel, etc.
- The working relationship to be established between the Village of East Dundee and the Proposer including, but not limited to, what each party should expect from the other.
- Implementation schedule for the project.
- A review of the costs associated with this project.

<u>Negotiations</u>: The Village reserves the right to negotiate specifications, terms, and conditions which may be necessary or appropriate to accomplish the purpose of the RFP. The Village may require the entire proposal be made an integral part of the resulting contract. This implies that all responses, supplemental information, and other submissions provided by the Proposer during discussions or negotiations will be held by the Village as contractually binding on the successful Proposer.

<u>Confidentiality</u>: The Village shall examine the proposals to determine the validity of any written requests for nondisclosure of trade secrets and other proprietary data identified. After award of the contract, all responses, documents, and materials submitted by the Proposer pertaining to this RFP will be public information and will be made available for inspection, unless otherwise determined by the Village. All data, documentation, and innovations developed as a result of these contractual services shall become the property of the Village. Based upon the public nature of these RFPs, a proposer must inform the Village in writing of the exact materials in the offer which cannot be made a part of the public record in accordance with the Illinois Freedom of Information Act (FOIA).

2



RFP Evaluation Criteria & Scorecard

Evaluation Criteria:

| | 5 | 4 | 3 | 2 | 1 |
|--|---|---|---|---|---|
| Understanding of Services to be Provided | | | | | |
| Public Sector Experience | | | | | |
| Project Staffing Experience and Depth | | | | | |
| Skills & Abilities | | | | | |
| References | | | | | |
| Intangibles | | | | | |
| TOTAL | | | | | |

Criteria:

Understanding of Services to be provided: To what degree does this proposal meet stated services? *Public Sector Experience*: To what degree does the Proposer possess the knowledge, skill, and ability to perform within the public sector?

Project Staffing Experience and Depth: How does the Proposer's staff compare to other Proposers in regards to experience and depth of staff to handle the proposed project?

Skills & Abilities: Does the Proposer have the necessary skills and abilities to deliver this proposal?

References: Does the Proposer have a proven track record in this type of project?

Intangibles: What other factors can be used to evaluate responses and select the appropriate winner?

Scoring:

5 points: Fully Meets

4 points: Meets, with minor gaps (no compromise required)

3 points: Meets, with moderate gaps (some compromise required)

2 points: Partially meets (significant gaps, compromise required)

1 point: Does not meet



RFP Discussion, Scope of Work, and Submittal Requirements





The Village desires to solicit proposals from various non-profit and/or private entities that desire to use The Depot and Depot Park property located in the heart of downtown East Dundee at 319 N. River Street, Dundee, Illinois next to the Fox River Trail. The Village is seeking to foster a use of the property by an interested entity whose business and/or operations will provide beneficial services to the community. The Village intends to offer a lease agreement to the entity whose proposal is found to be in the best interests of the Village and the community. The rental amount will be subject to negotiation. The terms and conditions of the lease agreement will be negotiated with the proposer deemed most qualified by the Village.

The Depot has been operated by the Dundee Township Foundation for many years; however, it has disbanded leaving an opportunity for a new non-profit to establish operations, or the use by a private entity, at the Village Board's discretion. A non-competitive use with local downtown businesses is expected.

The use of the Depot is codified and allows for private and public rentals at the discretion of the Village. Certain Village-sponsored events are also hosted at the Depot and the Depot grounds.

Specs:

The main room of the Depot space is approximately 13 ft. by 15 ft. and the covered exterior patio space is approximately 16 ft. by 24 ft. The Depot also houses a backroom office where Village employees utilize during Village events or storage. The backroom office space could also be incorporated in a proposer's submittal for consideration. It is approximately 11 ft. by 16 ft. and is equipped with office desk space. The Village is open to all proposals and ideas are welcomed.

The interior of the Depot houses public restrooms and is equipped with Village free Wi-Fi. The access point in the Depot can support approximately 100 devices at the same time.

Supported Data Rates:

| 802.11a | 6, 9, 12, 18, 24, 36, 48, 54 Mbps |
|----------|--|
| 802.11b | 1, 2, 5.5, 11 Mbps |
| 802.11g | 6, 9, 12, 18, 24, 36, 48, 54 Mbps |
| 802.11n | 6.5 Mbps to 450 Mbps (MCS0 – MCS23, HT 20/40) |
| 802.11ac | 6.5 Mbps to 1300 Mbps (MCS0 – MCS9 NSS1/2/3, VHT 20/40/80) |

Evaluation:

To be considered, please email one (1) Adobe PDF electronic copy to Franco Bottalico at FBottalico@eastdundee.net. All proposals must be received no later than April 28, 2023, by 3:00 p.m. Proposals received after the above date and time, or in any other format will not be considered. RFP copy and addenda (if necessary) can be found at *eastdundee.net* under the "Transparency Portal" then "BIDS AND RFP" webpage as well as DemandStar and published in the Daily Herald.

During the evaluation process, the Village reserves the right to request additional information or clarification from proposers. Proposers may be requested to make oral presentations to the selection committee and/or Village Board as part of the final evaluation process.

The Village reserves the right to retain all proposals submitted and to use any ideas in a proposal regardless of whether that proposal is selected. Submission of a proposal indicates acceptance by the Proposer of the conditions contained in this request for proposal, unless clearly and specifically noted in the proposal submitted and confirmed in the engagement letter between the Village and the Proposer selected.

It is anticipated the selection of a Proposer will possibly be approved at the June 2023 regular Village Board meeting. Following the notification of the selected Proposer, an engagement letter / agreement will be executed between both parties following the scheduled meeting of the Village Board.



Term of Engagement:

A two-year initial engagement with two-year renewal option.

Subcontracting:

Subcontracting and subleasing are not permitted.

Insurance Provision:

Each proposer must disclose the current insurance coverages it currently maintains and to confirm their ability to name the Village as an additional insured on its commercial general liability policy under the terms of any final lease negotiated.

Community Background:

The Village, a home-rule community as defined by the Illinois Constitution, was incorporated in 1871, and is located approximately 35 miles west of the City of Chicago, in both Cook and Kane Counties. According to the 2020 census, there are 3,216 residents. The Village encompasses approximately 3 square miles. East Dundee is a vibrant, thriving community dedicated to supporting its residents and businesses. The Village is committed to building a sustainable community through fiscal responsibility and incentivizing private property and infrastructure improvements through the Village's 9 Tax Increment Financing (TIF) Districts, and 3 Business Development Districts

The Village is governed by a President and six-member Board of Trustees operating under the Village Administrator form of government. Policymaking and legislative authority are vested in the Village Board, which among other responsibilities, is responsible for passing ordinances, adopting the budget, appointing committees, and hiring the Village Administrator. The Village is organized into five (5) departments and employs approximately 36 full-time equivalent employees.

Scope of Services:

The specific responsibilities and tasks of the Proposer include:

- 1) Complying with Village municipal code and all applicable state and federal laws.
- 2) Ability to possess and maintain valid certificate of liability insurance in an ACORD format.
- 3) Marketing and hosting its own events and use.
- 4) Maintaining an inviting space.

Evaluation of Proposals:

Village staff will evaluate all properly submitted proposals. Properly submitted proposals will be graded and ranked based on their responsiveness to this RFP, the total cost of the Services, the Proposer's experience, the Proposer's ability to complete the Services within the specified deadlines. The Village may conduct interviews with Proposers, as it deems advisable. Further, references will be checked.

The Village will then select its preferred Proposer, with whom an agreement will be negotiated. The Village Board has the ultimate authority to approve any proposal and to authorize execution of the negotiated agreement. The Village reserves the right to reject any or all proposals when the public interest will be served thereby and to waive technicalities and informalities.



The Village reserves the right to make clarifications, corrections, or changes in this RFP at any time prior to the deadline for the submission of proposals and would be posted as an addendum on its webpage.

Submittal Process:

All final proposals shall be submitted in one (1) Adobe PDF electronic copy via email to:

Franco Bottalico

Subject Line of Email: "Depot RFP Submittal" FBottalico@eastdundee.net

Proposals must be received no later than 3:00 p.m. on Friday, April 28, 2023. Proposals will not be opened publicly. Proposals submitted after this time will not be opened. No verbal, telephoned, mailed, or faxed proposals will be considered.

Proposals submitted are offers only. Issuance of the RFP does not obligate the Village to pay any costs incurred by a Proposer.

The Village reserves the right to negotiate specifications, terms, and conditions which may be necessary or appropriate to the accomplishment of the purpose of the RFP. The Village may require that a proposal be made as part of the resulting contract.



Request for Proposals (RFP)
Legal Advertisement:
East Dundee — The Depot
The Village of East Dundee
desires to solicit proposals
(RFP) from various nonprofit and/or private entitles
that desire to use The Depot
and Depot Part of the Village
that desire to use The Depot
and Depot Part of the Village
that estimate the Dundee, Illinois next to the Fox River
Trail. The Village is seeking
to foster a use of the propert by an interested entity
whose business and/or operations will provide beneficial services to the community. The Village intends to
offer a lease agreement to
the entity whose proposal is
found to be in the best interests of the Village and the
community. The rental
amount will be subject to
negotiation. The terms and
conditions of the lease
greement will be negotiated with the proposer
demed most qualified by
the Village.
The Depot has been operated by the Dundee Township Foundation for many
vears; however, it has disbanded leaving an opportunity for a new non-profit to
use by a private entity, at
the Village Board's discretion. A non-competitive use
with local downtown businesses is expected.
The use of the Depot is codified and allows for private
and of the Villagesponsored
events are also hosted at the
Depot
and the Depot
and the Depot

grounds.
To be considered, please email one (1) Adobe PDF electronic copy to Franco

email one (1) Adobe PDF electronic copy to Franco Bottalico
Feottalico Estatundee.net.
All proposals must be received no later than April 28, 2023, by 3:00 p.m. Proposals received not fer the above date and time, or in any other format will not be considered. RFP copy and addenda (if necessary) can be found at eastdundee.net under the "Transparency Portal" then "BIDS AND RFP" webpage as well as DemandStar and published in the Daily Herald.
The Village of East Dundee is an equal opportunity employer and all persons will be evaluated without regard to race, color, religion, sex, sexual orientation, gender identity, national origin, veteran or disability status.
Published in Daily Herald March 28, 2023 (4597588)

Depot RFP

CERTIFICATE OF PUBLICATION

Paddock Publications, Inc.

Fox Valley Daily Herald

Corporation organized and existing under and by virtue of the laws of the State of Illinois, DOES HEREBY CERTIFY that it is the publisher of the Fox Valley DAILY HERALD. That said Fox Valley **DAILY HERALD** is a secular newspaper, published in Elgin, Kane County, State of Illinois, and has been in general circulation daily throughout Kane County, continuously for more than 50 weeks prior to the first Publication of the attached notice, and a newspaper as defined by 715 ILCS 5/5.

I further certify that the Fox Valley DAILY HERALD is a newspaper as defined in "an Act to revise the law in relation to notices" as amended in 1992 Illinois Compiled Statutes, Chapter 715, Act 5, Section 1 and 5. That a notice of which the annexed printed slip is a true copy, was published 03/28/2023

in said Fox Valley DAILY HERALD. This notice was also placed on a statewide public notice website as required by 5 ILCS 5/2.1.

Control # 4597588



Memorandum

To: Village President and Board of Trustees

From: Franco Bottalico, Assistant to the Village Administrator

Erika Storlie, Village Administrator

Subject: Preliminary PUD Approval for Terra Business Park Phase II

Date: August 7, 2023

Action Requested:

The Planning and Zoning & Historic Commission ("PZHC") and staff recommend Village Board approval of an ordinance approving a preliminary planned unit develop plan for Pal Land, LLC and Pal Land II, LLC located in the M1, R1, and B3 Zoning Districts in East Dundee, IL.

Background and Summary:

The Village received an application for a planned used development ("PUD") by Pal Land, LLC and Pal Land II, LLC along with their attorney, Peter Bazos ("Applicant"). The proposed new PUD is comprised of five lots on 33 acres along the northeast corner of their property and referred to as Terra Business Park Phase II ("PUD 2"). According to the Applicant, in 2007, the Applicant had 119 acres of approximately 150 acres approved as Terra Business Park PUD under ordinance 07-51 which was then amended in 2008 under ordinance 08-74. Since then, the Applicant acquired another 281 acres totaling 400 acres of property. Of the newly acquired 281 acres, the Applicant is now submitting an application to create PUD 2 within 33 acres of those 281 acres. Staff has attached maps for reference and a better understanding of the site.

According to Section 157.243 of the East Dundee Zoning Ordinance, the procedures for establishing a PUD are as follows:

- (A) (1) *Pre-application conference*. Introductory meeting held with village staff as set forth in § <u>157.244</u> of this chapter.
- (2) Concept PUD plan review. An informal review of overall concept conducted by the Village Board to provide constructive feedback to petitioner of plan as set forth in § <u>157.245</u> of this chapter.
- (3) *Preliminary PUD plat.* First, a technical review of detailed plans by various village departments is held; a public hearing is then conducted by the Planning and Zoning Commission; and final determination is made by the Village Board, as set forth in § 157.246 of this chapter.



(4) Final PUD plat. First, a review by village staff to determine that the final plat substantially conforms to the approved preliminary plat and thereafter final determination made by the Village Board, as set forth in § 157.247 of this chapter.

The Applicant is currently in stage 157.243(A)(3), Preliminary PUD plat, as noted above.

Analysis and Staff Recommendations:

Staff has asked the Village Engineer to review the submission of the proposed variances in the application and compare it to the existing requirements within the Village Code, and how it compares to the permissions already granted in the Applicant's existing PUD from 2007. The Village Engineer's memo is included in the packet for the Board to review. The table below includes Staff's recommendations and the PZHC's recommendation for the Board to consider when going through each requested proposal. Staff notes the following to consider:

- A.) Regarding Row 9, Staff recommends a 40' setback due to staff recommending a 66' Street ROW in row 35.
- B.) Regarding Row 15, Staff spoke with Applicant via email, and the Applicant will modify the request to also include the manufacturing district's signage as the business district's signage is more strict.
- C.) Regarding Row 28, Applicant is proposing larger islands to compensate for the reduce number. A typical 7' island is around 120 Sq. Ft.
- D.) Regarding Row 31, the Applicant noted this is for a future plan and doesn't have an immediate need for this. Staff recommends the Applicant return to the PZHC with a PUD 2 amendment once Staff can review what the intent is to store on site.
- E.) Regarding Row 34, Staff recommends a sidewalk on one side of the road for accessibility purposes.

| 1 | Principal Structure Requirements | Code Reference | Required | Permitted PUD 1 | Proposed PUD 2 | Staff Recommends |
|---|----------------------------------|------------------|----------|--------------------|-------------------|------------------|
| 2 | Front Yard | 157.066(A)(6)(a) | 40.0' | 40.0' | 40.0' | 40.0' |
| 3 | Side Yard Front a Street | 157.066(A)(6)(b) | 40.0' | 40.0' | 25.0' | 25.0' |
| 4 | Side Yard | 157.066(A)(6)(b) | 25.0' | 20.0' | 20.0' | 20.0' |
| 5 | Rear Yard | 157.066(A)(6)(c) | 40.0' | 20.0' | 20.0' | 40.0' |

| 6 7 | Building Height Parking Setback | 157.066(A)(5) Code Reference | 35' Max Required | Permitted | Height needed to screen rooftop equipment Proposed | 35' plus the height of any parapet wall required by the Village (or, if not required by the Village but proposed by the developer, then limited to not more than 6 feet) to screen rooftop equipment Staff Recommends |
|-----|--|-------------------------------|-------------------|--------------------|---|--|
| 8 | Requirements | | | PUD 1 | PUD 2 | |
| 9 | Front Yard Parking Setback | 157.148 | 40.0' | 10.0' | 10.0' | 40.0' |
| 10 | Side Yard fronting a street Parking Setback | 157.148 | 40.0' | 10.0' | 10.0' | 25.0' |
| 11 | Side Yard | 157.148 | 0.0' | 10.0' | 10.0' | 20.0' |
| 12 | Rear Yard | 157.148 | 0.0' | 10.0' | 10.0' | 20.0' |
| 13 | | | | | | |
| 14 | Signage Requirements | Code Reference | Required | Permitted PUD 1 | Proposed PUD 2 | Staff Recommends |
| 15 | Business Signage standards to apply to all lots. | | | | | Yes |
| 16 | Free standing signs to follow Village Ordinance 06- 46 | | | | | Yes |
| 17 | Free standing sign setback | 156.04(C)(2)(b)(3) | 15.0' | | 0.0' | 0.0' |
| 18 | | | | | | |
| | Landscape | Code Reference | Required | Permitted | Proposed | Staff Recommends |
| 19 | Requirements | | | PUD 1 | PUD 2 | |
| 20 | Required Open Space | 158.04(B) | 15% | 5% | 5% | 10% |
| 21 | Front Yard Parking Screening with Shrubs | 158.04(D)(2)(a)2.b | 75% | | 0% | 50% |
| 22 | Front Yard Parking Screening with Trees | 158.04(D)(2)(a)2.a | 30' Spacing | | 100' Spacing | 50' Spacing |

| | Side/Rear | 158.04(D)(2)(b)4.b | 50% | | 0% | 50% |
|----|---------------------|---------------------|-----------------|-------------|--------------|---------------------|
| | Parking | | | | | |
| 22 | Screening with | | | | | |
| 23 | Shrubs Side/Rear | 158.04(D)(2)(b)4.b | 40' | | 100' Spacing | 50' Spacing |
| | Parking | 156.04(D)(2)(0)4.0 | Spacing | | 100 Spacing | 50 Spacing |
| | Screening with | | Spacing | | | |
| 24 | Trees | | | | | |
| | Parking Islands | 158.04(D)(2)(d)2.b | 1 per 10 | 1 per 40 | 1 per 22 | 1 per 18 Stalls |
| 25 | J | | Stalls | Stalls | Stalls | |
| | Truck Parking | 158.04(D)(2)(d)2.b | 1 per 10 | | None | 0 |
| 26 | Islands | | Stalls | | | |
| | Parking Island | 158.04(D)(2)(d)2.b | Required | | None | 0 |
| | adjacent to | ()()(| ' | | | |
| | Truck Parking | | | | | |
| 27 | | 450.04/5\/0\/ \\0.1 | 71.40.1 | 100.05 | 100.05 | 400.05 |
| 28 | Island Size | 158.04(D)(2)(d)2.b | 7' Wide | 400 SF | 400 SF | 400 SF |
| | Foundation | 158.04(D)(2)(c) | 5' Min. | | None | Front Only |
| | Area | | Width | | | |
| 29 | Landscaping | 450.04/5\/4\/-\ | N 4 | 1 | l and an inc | NA |
| 30 | Trash Enclosure | 158.04(E)(1)(a) | Masonry Wall | Landscaping | Landscaping | Masonry Wall |
| 30 | Storage | 158.04(E)(1)(d) | Solid | Landscaping | Landscaping | Wall or Fence |
| | Facilities | 136.04(E)(1)(u) | Wall or | Lanuscaping | Lanuscaping | wall of Felice |
| 31 | racincies | | Fence | | | |
| 32 | | | | | | |
| | Subdivision | Code Reference | Required | Permitted | Proposed | Staff Recommends |
| 22 | Requirements | | • | PUD 1 | PUD 2 | |
| 33 | Sidewalk | 155.048 | Optional | None | None | On one side of road |
| | Sidewalk | 133.040 | in M-1 | None | INUITE | On one side of road |
| 34 | | | | | | |
| 35 | Street ROW | 155.045(D) | 80' | 66' | 66' | 66' |

At its July 6, 2023 public hearing, the PZHC made a motion to approve the findings of fact and the preliminary PUD application incorporating staff's recommendations.

In addition to the above table's recommendations, at the July 6, 2023 public hearing, the Applicant also requested the below items. Staff makes its recommendations to the Board below:

| | Principal Structure Requirements | Code Reference | Required | Permitted PUD 1 | Proposed PUD 2 | Staff Recommends |
|-----|--|-------------------|----------|--------------------|----------------|---------------------|
| 36. | Retracted by | | | | | |
| | applicant | | | | | |

| 37 | | 157.052 157.053 157.054 157.066 | M-1 Zoning District | Same as Proposed | Use departures to allow all M1, B2, B3, and B4 permitted and special uses plus gas station; retail; office; automotive, and warehouse; and motor truck terminal; and industrial manufacturing with onsite storage. | Yes. Matches surrounding existing uses. |
|----|--------------|--|---|---------------------|---|---|
| 38 | Retracted by | 157.150(V) | 1 space per maximum number of employees employed on the premises. | No. | Departure as to number of off-street required parking stall, Section 157.150(V) to require one (1) automobile parking stall for each 250 square feet of office (no departure) and one (1) automobile parking stall for each 6,000 square feet of warehouse shop space, but on the condition that if the occupant has more employees than this formula determines, then the Village may require the owner to convert certain truck parking spaces into automobile spaces | No. Staff Recommends adhere to existing parking ordinance due to this request too unknown for future tenants. |
| | applicant | | | | | |
| 40 | | N.A. | N.A. | No | We have requested other departures that may not be enumerated but that are otherwise apparent from the PUD plan for Lot 1. | No. Staff can only evaluate what was listed and detailed during the public hearing. |

Lastly, it is the desire of the Village to have the Applicant include a multi-use path connecting to Penny Road from both the west starting at Rt 25 and from the south starting at Rt 72. In larger scope, staff recommends the Village Board include a multi-use path along Penny Road in the Applicant's final PUD submittal for the Board's approval at a future Village Board meeting.

Attachments:

Ordinance with Exhibits
Redacted Application
Project Narrative from Applicant
Map Exhibits
Zoning Map Reference

ORDINANCE NUMBER 23-____

AN ORDINANCE APPROVING A PRELIMINARY PLANNED UNIT DEVELOPMENT PLAN; FOR PAL LAND, LLC AND PAL LAND II, LLC LOCATED IN THE M1, R1, AND B3 ZONING DISTRICTS IN EAST DUNDEE, ILLINOIS (TERRA BUSINESS PARK PHASE II)

WHEREAS, Pal Land, LLC and Pal Land II, LLC (collectively, "Owner") is the owner of that certain real property consisting of approximately five lots on 33 acres, commonly known as Terra Business Park, and legally described on **Exhibit A** (collectively, the "**Property**"); and

WHEREAS, the Property is currently vacant and unimproved and located in the R1, B3, and M1 District of the Village; and

WHEREAS, Owner proposes to develop the Property for additional truck parking, and related uses, and to create potential future retail use ("Terra Business Park Phase II"); and

WHEREAS, the Terra Business Park Phase II proposes a mixed-use development planned on a 33 acre parcel of land located near the Illinois Route 68 and Penny Road intersection; the Owner proposes M1 as the base zoning along with requested uses in the B2, B3 and B4 zoning districts as permitted uses; and

WHEREAS, the Owner desires to develop the Property under the Terra Business Park Phase II project similar to the existing Terra Business Park development to the south but is requesting significant departures from the Village Code of Ordinances ("Code") the ("Proposed Development"); and

WHEREAS, pursuant to Section 157.246 of the Code, Owner has requested (i) approval of a preliminary planned unit development plan for the Property ("Preliminary PUD Plan"); (ii) conditional approval of certain modifications and variations from the Village's Zoning Code as amended ("Zoning Ordinance"), within the planned unit development ("Zoning Modifications"); and (iii) conditional approval of a certain variations ("Variations") from the City's Code pertaining to structure requirements, parking setback requirements, signage requirements, landscape requirements and subdivision requirements (collectively referred to as the "Requested Relief"); and

WHEREAS, a public hearing by the Planning Zoning and Historic Preservation Commission ("Commission") to consider the Requested Relief was duly published in the *Daily Herald* on June 21, 2023, was convened on July 6, 2023, during which hearing evidence and testimony was received by the Commission; and

WHEREAS, on July 6, 2023, the Plan Commission adopted Findings of Fact as set forth and attached hereto and incorporated herewith as **Exhibit B**, recommending that the Village Board approve the Requested Relief; and

WHEREAS, the Village Board has determined that, subject to and contingent upon, the conditions, restrictions, and provisions of this Ordinance, the Preliminary PUD Plan complies with the required standards for planned developments as set forth in Section 157.246 of the Zoning Ordinance; and

WHEREAS, consistent with the Commission recommendation, and pursuant to the Village Board of Trustees' power under applicable law, including its home rule powers under the Illinois Constitution of 1970, the Village Board of Trustees has determined that it is in the best interest of the Village and the public to approve the Requested Relief, in accordance with, and subject to and contingent upon, the conditions, restrictions, and provisions of this Ordinance;

NOW THEREFORE BE IT ORDAINED BY THE VILLAGE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF EAST DUNDEE, COOK AND KANE COUNTIES, ILLINOIS, AS FOLLOWS:

SECTION 1: Recitals. The recitals listed above are incorporated in this Ordinance as if fully set forth in this Ordinance.

SECTION 2: Approval of Preliminary PUD Plan. In accordance with Section 157.246 of the Zoning Ordinance, and subject to, and contingent upon, the conditions, restrictions, and provisions set forth in this Ordinance, including specifically, but without limitation, Sections 3 and 4 of this Ordinance, the Preliminary PUD Plan, which consist of: (i) the Project Narrative for Terra Business Park Phase II (33 acres) and site plan prepared by Pinnacle Engineering Group, LLC consisting of two sheets, with a latest revision date of May 17, 2023 ("Preliminary Site Plan"), attached to this Ordinance as Exhibit C, and (ii) the documents referred to collectively as the "Preliminary PUD Documents" and listed on Exhibit D attached to this Ordinance, is hereby approved. The Preliminary Site Plan, the Preliminary PUD Documents, Exhibit C and Exhibit D, are, by this reference, made a part of this Ordinance.

<u>SECTION 3</u>: <u>Conditional Approval of Zoning Modifications</u>. In accordance with Section 157.246 of the Zoning Ordinance, and subject to the conditions, restrictions, and provisions of this Ordinance, including specifically, but without limitation Sections 3, 4 and 5 of this Ordinance, the following Zoning Modifications, and none other, are hereby conditionally approved:

| | Principal Structure | Code Reference | Required | Approved Modifications |
|---|-----------------------------|------------------|----------|--|
| 1 | Requirements | | | |
| 2 | Front Yard | 157.066(A)(6)(a) | 40.0' | 40.0' |
| 3 | Side Yard Front a Street | 157.066(A)(6)(b) | 40.0' | 25.0' |
| 4 | Side Yard | 157.066(A)(6)(b) | 25.0' | 20.0' |
| 5 | Rear Yard | 157.066(A)(6)(c) | 40.0' | 40.0' |
| 6 | Building Height | 157.066(A)(5) | 35' Max | 35' plus the height of any parapet wall required by the Village (or, if not required by the Village but proposed by the developer, then limited to not more than 6 feet) to screen rooftop equipment |
| 7 | | | | |

| 8 | Parking Setback Requirements | Code Reference | Required | Approved Modifications |
|----|--|--------------------|----------------|---------------------------|
| 9 | Front Yard Parking Setback | 157.148 | 40.0' | 40.0' |
| 10 | Side Yard fronting a street Parking Setback | 157.148 | 40.0' | 25.0' |
| 11 | Side Yard | 157.148 | 0.0' | 20.0' |
| 12 | Rear Yard | 157.148 | 0.0' | 20.0' |
| | | | | |
| 13 | Signage | Code Reference | Required | Approved |
| 14 | Requirements | code Reference | Required | Modifications |
| 15 | Business District Signage standards to apply to all lots. | | | Yes |
| 16 | Free standing signs to follow Village Ordinance 06- 46 | | | Yes |
| 17 | Free standing sign setback | 156.04(C)(2)(b)(3) | 15.0' | 0.0' |
| 18 | | | | |
| 19 | Landscape Requirements | Code Reference | Required | Approved Modifications |
| 20 | Required Open Space | 158.04(B) | 15% | 10% |
| 21 | Front Yard Parking Screening with Shrubs | 158.04(D)(2)(a)2.b | 75% | 50% |
| 22 | Front Yard Parking Screening with Trees | 158.04(D)(2)(a)2.a | 30' Spacing | 50' Spacing |
| 23 | Side/Rear Parking Screening with Shrubs | 158.04(D)(2)(b)4.b | 50% | 50% |
| 24 | Side/Rear Parking Screening with Trees | 158.04(D)(2)(b)4.b | 40' Spacing | 50' Spacing |

| | Parking Islands | 158.04(D)(2)(d)2.b | 1 per 10 | 1 per 18 Stalls |
|----|--|--------------------|---------------------------|---|
| 25 | Truck Parking | 158.04(D)(2)(d)2.b | Stalls 1 per 10 | none |
| 26 | Islands | | Stalls | |
| 27 | Parking Island adjacent to Truck Parking | 158.04(D)(2)(d)2.b | Required | None |
| 28 | Island Size | 158.04(D)(2)(d)2.b | 7' Wide | 400 SF |
| 29 | Foundation Area Landscaping | 158.04(D)(2)(c) | 5' Min. Width | Front Only |
| 30 | Trash Enclosure | 158.04(E)(1)(a) | Masonry Wall | Masonry Wall |
| 31 | Storage Facilities | 158.04(E)(1)(d) | Solid Wall or Fence | Wall or Fence |
| 32 | | | | |
| 33 | Subdivision Requirements | Code Reference | Required | Approved Modifications |
| 34 | Sidewalk | 155.048 | Optional in M-1 | On one side of road |
| 35 | Charact DOM | 155.045(D) | 80' | 66' |
| رد | Street ROW | 155.045(D) | 0 | |
| 36 | Retracted by applicant | 155.045(D) | 00 | |
| 36 | Retracted by | 157.150(V) | | Approved use departures to allow all M1, B2, B3, and B4 permitted and special uses plus gas station; retail; office; automotive, and warehouse; and motor truck terminal; and industrial manufacturing with onsite storage. |
| 36 | Retracted by | | | departures to allow all M1, B2, B3, and B4 permitted and special uses plus gas station; retail; office; automotive, and warehouse; and motor truck terminal; and industrial manufacturing with onsite storage. |

SECTION 4: **Conditions.** Notwithstanding any use or development right that may be applicable or available pursuant to the provisions of the Village Code, the Zoning Ordinance or any other rights the Owner may have, the approvals granted in Sections 2, 3 and 4 of this Ordinance are hereby expressly subject to and contingent upon the conditions, concepts, restrictions, limitations, and provisions set forth in this Section (collectively, the **"Conditions"**).

A. <u>Submission of the Final PUD Plan</u>. Within the applicable timeframe provided in Section 157.247 of the Zoning Ordinance, Owner must work diligently to do all work necessary to

apply for and present to the Village a revised final planned unit development plan for the Property ("Final PUD Plan"), which must be in substantial conformance with the Preliminary PUD Plan, and otherwise comply with the provisions of the Zoning Ordinance, the Village Code, and the Conditions set forth in this Section. Once approved, the redevelopment, use, operation, and maintenance of the Property must comply with the ordinance approving the Final PUD Plan except for minor changes and site work approved in accordance with applicable Village ordinances and standards.

- B. <u>Bike Path</u> Owner must include in the Final PUD Plan a bike path connecting Penny Road from west to east, and in larger scope, connected north to south along Route 25. Owner must include in the Final PUD Plan a bike path along Penny Road.
- C. <u>Civil Engineer Review</u>. The Owner must comply with the review comments and recommendations outlined in the Civil Engineering Review Memo, consisting of four pages, and dated June 21, 2023, attached to and, by this reference, made a part of this Ordinance as **Exhibit E** ("Engineering Review Memo").
- D. <u>East Dundee Fire Protection District Review</u>. The Owner must address and comply with City Code-supported comments outlined in the East Dundee Fire Protection District's Review.
- E. <u>Landscape Maintenance Plan and Calendar</u>. A detailed landscape maintenance plan and maintenance calendar for the proposed landscaping on the Property shall be provided with the Final PUD Plan application.
- F. <u>Fees and Security Guaranteeing Completion of Public Improvements</u>. The Owner or Applicant must pay/submit all applicable review and inspection fees and the required security guaranteeing completion of all public improvements prior to the recording of the ordinance approving the Final PUD Plan for the Proposed Development and prior to the issuance of any building permit for the Proposed Development.
- G. <u>Required Land Dedication</u> The Applicant must meet the required land dedication requirements set forth in Section 157.251 of the Zoning Code.
- H. <u>Map Amendment</u>. The Applicant has made a request pursuant to the Preliminary PUD Plan to rezone the entire Property to the M1 District; the Board of Trustees acknowledges this request, and will consider the map amendment upon review and approval of the Final PUD Plan.

SECTION 5. **Effect of Approvals**. The approvals documented in this Ordinance do not authorize the development or improvement of the Property in any manner.

SECTION 6: Invalidation of Approvals.

A. If the Applicant or Owner fails to comply with any of the terms or conditions set forth in this Ordinance or with the applicable codes and ordinances of the Village, then the approvals granted in this Ordinance shall be immediately rendered null, void, and of no further force and effect.

- B. If within one year after the approval of this Ordinance the Applicant or Owner has not submitted the Final PUD Plan then the approvals granted in this Ordinance shall automatically become null, void, and of no further force and effect.
- C. If the Applicant fails to otherwise meet the requirements set forth in Section 157.254 of the Zoning Code, then the approvals granted in this Ordinance shall automatically become null, void, and of no further force and effect.

SECTION 7: Amendments. Any amendment to any provision of this Ordinance may be granted only pursuant to the procedures, and subject to the standards and limitations, provided in the Zoning Ordinance as applicable to the affected items of relief.

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

| PASSED this | _day of | 2023 pursuant to a roll call vote |
|--------------------------------|------------------|-----------------------------------|
| as follows: | | |
| AYES: | | |
| NAYES: | | |
| ADCENT. | | |
| APPROVED by me this | of | 2023. |
| ATTEST: | Jeffrey Lynam, V | Village President |
| Katherine Diehl, Village Clerk | _ | |

EXHIBITS

Exhibit A – Legal Description of the Property

Exhibit B – Findings of Fact

Exhibit C – Preliminary PUD Site Plan

Exhibit D – Preliminary PUD Documents

Exhibit E – Engineering Review Memo

EXHIBIT A

LEGAL DESCRIPTION OF THE PROPERTY

PIN: 03-24-276-007

PART OF THE NORTHEAST QUARTER OF SECTION 24, TOWNSHIP 42 NORTH, RANGE 8 EAST OF THE THIRD PRINCIPAL MERIDIAN, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF THE NORTHEAST QUARTER OF SAID SECTION 24; THENCE NORTH 00 DEGREES 17 MINUTES 02 SECONDS WEST, 492.84 FEET TO THE CENTERLINE OF PENNY ROAD FOR A POINT OF BEGINNING; THENCE NORTH 81 DEGREES 24 MINUTES 06 SECONDS WEST, ALONG SAID CENTERLINE, 342.94 FEET TO A POINT OF CURVATURE; THENCE CONTINUING ALONG SAID CENTERLINE, 343.04 FEET ALONG A TANGENTIAL CURVE TO THE RIGHT, SAID CURVE HAVING A RADIUS OF 1,908.00 FEET, A CHORD THAT BEARS NORTH 76 DEGREES 15 MINUTES 04 SECONDS WEST AND A CHORD OF 342.58 FEET TO A POINT OF TANGENCY; THENCE CONTINUING ALONG SAID CENTERLINE, NORTH 71 DEGREES 06 MINUTES 01 SECONDS WEST, TANGENT TO LAST DESCRIBED CURVE, 379.81 FEET TO A POINT OF TANGENCY; THENCE CONTINUING ALONG SAID CENTERLINE, 112.93 FEET ALONG A TANGENTIAL CURVE TO THE RIGHT, SAID CURVE HAVING A RADIUS OF 13,634.89 FEET, A CHORD THAT BEARS NORTH 70 DEGREES 51 MINUTES 47 SECONDS WEST AND A CHORD OF 112.93 FEET TO THE EASTERLY LINE OF THE LANDS DESCRIBED IN DOCUMENT 2008K063994: THENCE NORTH 02 DEGREES 07 MINUTES 51 SECONDS EAST, ALONG SAID EASTERLY LINE, 75.30 FEET TO THE SOUTHERLY RIGHT OF WAY LINE OF ILLINOIS ROUTE 68, AS MONUMENTED AND OCCUPIED; THENCE NORTHEASTERLY, 501.88 FEET ALONG SAID SOUTHERLY RIGHT OF WAY LINE BEING A NON TANGENTIAL CURVE TO THE LEFT, SAID CURVE HAVING A RADIUS OF 4,327.46 FEET, A CHORD THAT BEARS NORTH 76 DEGREES 07 MINUTES 51 SECONDS EAST AND A CHORD OF 501.60 FEET TO A POINT OF TANGENCY; THENCE CONTINUING ALONG SAID SOUTHERLY RIGHT OF WAY LINE, NORTH 72 DEGREES 46 MINUTES 11 SECONDS EAST, TANGENT TO LAST DESCRIBED CURVE, 674.98 FEET TO THE EAST LINE OF SAID NORTHEAST QUARTER; THENCE SOUTH 00 DEGREES 17 MINUTES 02 SECONDS EAST, ALONG SAID EAST LINE, 688.17 FEET TO THE POINT OF BEGINNING, IN KANE COUNTY, ILLINOIS.

PIN: 03-24-276-008

THAT PART OF THE EAST 1/2 OF SECTION 24, TOWNSHIP 42 NORTH, RANGE 8 EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS: BEGINNING AT THE SOUTHEAST CORNER OF SAID SECTION 24; THENCE SOUTH 89 DEGREES 30 MINUTES 00 SECONDS WEST ALONG THE SOUTH LINE OF SAID SECTION, 1514.7 FEET; THENCE NORTH 2 DEGREES 06 MINUTES 0 SECONDS EAST 3006.4 FEET TO A POINT 451.1 SOUTHERLY, MEASURED ALONG THE LAST DESCRIBED LINE EXTENDED FROM THE SOUTHERLY LINE OF STATE ROUTE NO. 68; THENCE SOUTH 87 DEGREES 54 MINUTES 4 SECONDS EAST 234 FEET; THENCE NORTH 2 DEGREES 06 MINUTES 0 SECONDS EAST 478.9 TO THE SOUTHERLY LINE OF SAID STATE ROUTE 68; THENCE NORTHEASTERLY ALONG SAID SOUTHERLY LINE TO

THE EAST LINE OF SAID SECTION; THENCE SOUTH ALONG SAID EAST LINE TO THE POINT OF BEGINNING; IN THE VILLAGE OF EAST DUNDEE, KANE COUNTY, ILLINOIS,

EXCEPT THAT PART FALLING WITHIN THE SOUTHEAST QUARTER OF SAID SECTION 24 AND EXCEPT THAT PART FALLING NORTH OF THE SOUTH LINE OF PENNY ROAD, AS OCCUPIED AND TRAVELED, IN THE VILLAGE OF EAST DUNDEE, KANE COUNTY, ILLINOIS.

PINS: 03-24-276-005 & 03-24-276-006

THAT PART OF THE WEST HALF OF SECTION TWENTY-FOUR (24), TOWNSHIP FORTY-TWO (42) NORTH, RANGE EIGHT (8), EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS

FOLLOWS: COMMENCING AT THE INTERSECT!ON OF THE CENTER LINE OF STATE ROUTE 63 WITH THE CENTER LINE OF STATE ROUTE 25; THENCE EASTERLY ALONG THE CENTER LINE OF STATE ROUTE 63, EIGHT HUNDRED SEVENTY-EIGHT AND 9/10THS (878.9) FEET FOR A PLACE OF BEGINNING; THENCE CONTINUING EASTERLY ALONG SAID CENTER LINE, ONE HUNDRED NINETY-SEVEN (197.0) FEET; THENCE SOUTH PARALLEL WITH THE CENTER LINE OF STATE ROUTE 25, THREE HUNDRED SIXTY-SEVEN AND 4/10THS (367.4) FEET; THENCE WEST ALONG A LINE THAT FORMS AN ANGLE OF NINETY (90) DEGREES 00 MINUTEST THE RIGHT, WITH THE PROLONGATION OF THE LAST DESCRIBED COURSE, ONE HUNDRED NINETY-FOUR AND 4/10THS (194.4) FEET; THENCE NORTH PARALLEL WITH THE CENTER LINE OF ROUTE 25, THREE HUNDRED FORTY-TWO AND 9/10THS (342.9) FEET TO THE PLACE OF BEGINNING, EXCEPT THAT PART LYING WITHIN STATE ROUTE 63; SITUATED IN THE TOWNSHIP OF DUNDEE, COUNTY OF KANE, IN THE STATE OF ILLINOIS.

PIN: 03-24-400-008

THAT PART OF THE EAST 1/2 OF SECTION 24, TOWNSHIP 42 NORTH, RANGE 8 EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS: BEGINNING AT THE SOUTHEAST CORNER OF SAID SECTION 24; THENCE SOUTH 89 DEGREES 30 MINUTES 00 SECONDS WEST ALONG THE SOUTH LINE OF SAID SECTION, 1514.7 FEET; THENCE NORTH 2 DEGREES 06 MINUTES 0 SECONDS EAST 3006.4 FEET TO A POINT 451.1 SOUTHERLY, MEASURED ALONG THE LAST DESCRIBED LINE EXTENDED FROM THE SOUTHERLY LINE OF STATE ROUTE NO. 68; THENCE SOUTH 87 DEGREES 54 MINUTES 4 SECONDS EAST 234 FEET; THENCE NORTH 2 DEGREES 06 MINUTES 0 SECONDS EAST 478.9 TO THE SOUTHERLY LINE OF SAID STATE ROUTE 68; THENCE NORTHEASTERLY ALONG SAID SOUTHERLY LINE TO THE EAST LINE OF SAID SECTION; THENCE SOUTH ALONG SAID EAST LINE TO THE POINT OF BEGINNING; IN THE VILLAGE OF EAST DUNDEE, KANE COUNTY, ILLINOIS,

EXCEPT THAT PART FALLING SOUTHERLY OF THE NORTH 593.44 FEET OF THAT PART OF THE EAST 1/2 OF SECTION 24 AND ALSO PART OF THE NORTHEAST

QUARTER OF SECTION 25, TOWNSHIP 42 NORTH, RANGE 8, EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHEAST CORNER OF SAID SECTION 24; THENCE SOUTH 00 DEGREES 11 MINUTES 38 SECONDS EAST ALONG THE EAST LINE OF THE NORTHEAST QUARTER OF SAID SECTION 25, 192.05 FEET TO THE NORTHEAST CORNER OF LOT 1 IN ROCKY ROAD POWER SUBDIVISION, ACCORDING TO THE PLAT THEREOF RECORDED FEBRUARY 19, 1999 AS DOCUMENT 1999KK018491; THENCE SOUTH 89 DEGREES 48 MINUTES 23 SECONDS WEST ALONG THE NORTH LINE OF SAID LOT 1 IN ROCKY ROAD POWER SUBDIVISION, 670.00 FEET TO THE NORTHWEST CORNER THEREOF; THENCE SOUTH 00 DEGREES 11 MINUTES 37 SECONDS EAST ALONG THE WEST LINE OF SAID LOT 1, A DISTANCE OF 1015.58 FEET TO THE SOUTHWEST CORNER THEREOF, SAID CORNER BEING ON THE NORTH LINE OF ROCK ROAD DRIVE; THENCE NORTH 75 DEGREES 43 MINUTES 09 SECONDS WEST ALONG THE NORTH LINE OF ROCK ROAD DRIVE, 295.02 FEET; THENCE SOUTH 89 DEGREES 46 MINUTES 28 SECONDS WEST ALONG THE NORTH LINE OF ROCK ROAD DRIVE, 33.00 FEET TO A POINT ON THE EAST LINE OF PREMISES CONVEYED TO JAMES K. SMITH BY DEED RECORDED FENRUARY 7, 1881 IN BOOK 200, PAGE 253 AS DOCUMENT 13594; THENCE NORTH 00 DEGREES 13 MINUTES 32 SECONDS WEST ALONG THE EAST LINE OF PREMISES CONVEYED TO JAMES K. SMITH, 1130.46 FEET TO A POINT ON THE SOUTH LINE OF THE SOUTHEAST QUARTER OF SAID SECTION 24, SAID POINT BEING 989.3 FEET WESTERLY OF, AS MEASURED ALONG SAID SOUTH LINE OF THE SOUTHEAST QUARTER, THE SOUTHEAST CORNER OF SAID SECTION 24; THENCE SOUTH 89 DEGREES 30 MINUTES 00 SECONDS WEST ALONG THE SOUTH LINE OF SAID SECTION 24, 525.4 FEET; THENCE NORTH 02 DEGREES 06 MINUTES 00 SECONDS EAST, 1406.05 FEET; THENCE NORTH 89 DEGREES 57 MINUTES 05 SECONDS EAST, 1455.55 FEET TO THE EAST LINE OF SAID SECTION 24; THENCE SOUTH ALONG SAID EAST LINE, 1396.70 FEET TO THE POINT OF BEGINNING AND EXCEPT THAT PART FALLING WITHIN THE NORTHEAST OUARTER OF SECTION 24, IN THE VILLAGE OF EAST DUNDEE, KANE COUNTY, ILLINOIS.

PIN: 03-24-177-007

THE EAST 150.0 FEET, MORE OR LESS, OF THAT PART OF SECTION 24, TOWNSHIP 42, RANGE 8 EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHEAST CORNER OF THE SOUTHWEST 1/4 OF SAID SECTION 24; THENCE ON AN ASSUMED BEARING OF SOUTH 89 DEGREES 30 MINUTES 00 SECONDS WEST ALONG THE SOUTH LINE OF SAID SECTION 24 A DISTANCE OF 592.02 FEET; THENCE NORTH 00 DEGREES 00 MINUTES 00 SECONDS EAST, A DISTANCE OF 3,303.56 FEET TO THE SOUTHERLY LINE OF ILLINOIS STATE ROUTE 68, DUNDEE ROAD (SBI ROUTE 63) ACCORDING TO THE PLAT THEREOF RECORDED APRIL 12, 1929 AS DOCUMENT NO. 321472 FOR THE POINT OF BEGINNING; THENCE NORTH 85 DEGREES 09 MINUTES 48 SECONDS EAST ALONG THE SOUTHERLY LINE OF SAID ROUTE 68, BEING A CURVE TO THE LEFT, HAVING A RADIUS OF 4,347.28 FEET, A DISTANCE OF 222.06 FEET TO A LINE DRAWN NORTH

2 DEGREES 00 MINUTES 16 SECONDS EAST (NORTH 2 DEGREES 06 MINUTES RECORD) FROM A POINT ON THE SOUTH LINE OF SAID SECTION, 1,514.7 FEET WEST OF THE SOUTHEAST CORNER OF SAID SECTION 24; THENCE SOUTH 2 DEGREES 00 MINUTES 16 SECONDS WEST, ALONG SAID LINE, A DISTANCE OF 1,629.26 FEET; THENCE NORTH 72 DEGREES 02 MINUTES 18 SECONDS WEST, A DISTANCE 2,887.22 FEET TO A POINT 66 FEET EASTERLY OF AND NORMALLY DISTANT FROM THE EASTERLY LINE OF BONNIE ACRES ACCORDING TO THE PLAT THEREOF RECORDED JULY 26, 1956 AS DOCUMENT NO. 813020; THENCE NORTH 00 DEGREES 07 MINUTES 47 SECONDS WEST, ALONG A LINE 66 FEET EASTERLY OF AND PARALLEL WITH THE EASTERLY LINE OF SAID BONNIE ACRES, A DISTANCE OF 489.10 FEET TO THE SOUTHERLY LINE OF SAID ROUTE 68, BEING A CURVE TO THE RIGHT HAVING A RADIUS OF 10,061.06 FEET A DISTANCE OF 340.92 FEET; THENCE NORTH 85 DEGREES 09 MINUTES 48 SECONDS EAST ALONG THE SOUTHERLY LINE OF SAID ROUTE 68, A DISTANCE OF 599.32 FEET TO THE POINT OF BEGINNING, IN THE VILLAGE OF EAST DUNDEE, KANE COUNTY, ILLINOIS.

EXHIBIT B

FINDINGS OF FACT

EXHIBIT C

Preliminary Site Plan

EXHIBIT D

PUD DOCUMENTS

EXHIBIT E

CIVIL ENGINEER'S MEMO

| PC File | # |
|---------|---|
|---------|---|



APPLICATION FOR DEVELOPMENT APPROVAL: PLANNED DEVELOPMENT REVIEW AND APPROVAL

This form is to be used for all special use planned development applications to be heard by the Village of East Dundee. To complete the form properly, please review the accompanying Village of East Dundee Instruction Manual for Application for Development Review. Failure to complete this form properly will delay its consideration.

| A | PART I. GENERAL INFORMATION A. Project Information | | | |
|----|--|--|--|--|
| 1 | - Source Main Maine | | | |
| 2 | 2. Project Location: See tax parcel map attached hereto | | | |
| 3 | Brief Project Description: See Narrative on Exhibit 1 attached hereto for narrative and requested land uses | | | |
| 4. | Project Property T. 179 | | | |
| 4. | Map amendment for parcel 03-24-177-007from R-1 to M1-PUD | | | |
| | Map amendment for parcels 03-24-276-005 & -007 from B3 to M1 PUD | | | |
| | Map amendment for parcels 03-24-276-006 and 03-24-276-008 from M1 to M1 PUD See Narrative attached hereto as Exhibit 1 | | | |
| 5. | Project Property Size in Acres and Square Feet: Approx. 33 acres (1,437,480 Square feet) | | | |
| 6. | 6. Current Zoning Status: R1 to west; B3 and | | | |
| 7. | Current Use Status: Vacant: reclaimed mining property | | | |
| 8. | Surrounding Land Use Zoning: To the west: vacant (lake); to the south: vacant and industriate to the east: Commonwealth Edison right-of-way; to the north: Prairie Lakes Industriate | | | |
| 9. | Parcel Index Numbers of Property: See Exhibit 2 attached hereto | | | |
| В. | Owner Information | | | |
| 1. | Signature: | | | |
| 2. | Name: Pal Land, LLC and Pal Land II, LLC | | | |
| 3. | Address: 201 Christina Drive, East Dundee, IL 60118; Attention: Joseph L. Palumbo | | | |
| 4. | Phone Number: Ema | | | |
| C. | Billing Information (Name and address all bills should be sent to) | | | |
| 1. | Name/Company: Pal Land, LLC | | | |
| 2. | Address: 201 Christina Drive, East Dundee, IL 60118; Attention: Joseph L. Palumbo | | | |
| 3. | Phone Number Ema | | | |

PART II. APPLICATION REQUIREMENTS

The following table provides the type and quantity of materials required to be submitted with a planned development application. The number associated with each material corresponds with the number used in Part II of the Village of East Dundee Instruction Manual for Application for Development Approval where each material is described in greater detail. Applicants are encouraged to familiarize themselves with the Village Code Planned Unit Development Section

Please note that when two quantities of drawings are required (such as: 5/15), the first number indicates the number of full-size drawings to be submitted (at a scale of at least 1" = 20' and no larger than 30" x 42") and the second number indicates the number of reduced (11"x17") copies to be submitted as well as, an electronic file of the document should be submitted either via email, jump drive or CD. At least one of the original full-size drawings should be signed and scaled

The required materials and number of copies shown below are the minimum necessary to submit a complete application. Village staff, consultants, review agencies, commissions, and boards may require additional materials and/or copies as necessary to fully evaluate the proposed project. A pre-application conference with the Plan Commission is required. At the meeting, the Plan Commission may add or delete items from this list as they deem appropriate.

| | , s=== 0 | Official Use Only | | | | | |
|---------|---|----------------------------|----------------------|----------------------|----------------------|----------------------|----------------------|
| | | Initial App | lication | Revi | sions | Second | Set of |
| [+ L(a) | Application Material | # Copies Required | # Copies Received | # Copies Required | # Copies Received | # Copies Required | # Copies Received |
| 1. | Completed Development Application AND a) Agreement to Pay Costs Incurred and Hold the Village Harmless b) Affidavit of Ownership & Control c) Affidavit & Disclosure d) Findings of Fact | 1 | | # 4 | # 2 | # X | # 18 |
| 2. | Project Narrative | 1 | | | (Part of | | |
| 3. | Basic Application Fee | X | | | | | |
| 4. | Property Owners within 250 feet | X | | | | | |
| 5. | General Location Map | 3/1 | | | | | SHA |
| 7. | Survey / Legal Description | 3/1 | | | | | |
| 9. | Photos of Existing Property& Area | 1 | | | | | |
| 11. | Site Plan | 3/1 And electronic file | | | | | |
| 12. | Building Elevations | 3/1 And electronic file | | | | | |
| 13. | Floor Plans | 3/1 And electronic file | | | | | |
| 14. | Roof Plan | 3/1 And electronic file | | | | | |
| 15. | Color Rendering | 1 And electronic file | | | | | |
| 17. | Landscape Plan | 1/3 And electronic file | | | | | |
| 23. | Utility Impact Report ^(b) | And electronic file | | | | | |
| 24. | Utility Improvement Plan ^{(b) (c)} | 3/1 And electronic file | | | | | |
| 25. | Traffic Study ^(b) | And electronic file | | | | | |

And electronic file Please see Village of East Dundee Instruction Manual for complete description of item.

Applies only to projects with more than 15,000 sq. ft. of commercial/industrial floor area or more than 25 residential units. (c)

Applies only to projects proposing to remove or construct public utilities.

Applies only to projects proposing to modify access points, landscaping, or other improvements on state right-of-way.

PART III. JUSTIFICATION OF THE PROPOSED PLANNED DEVELOPMENT

Please answer all questions but be concise and brief in your answers. If additional pages are needed to complete your answers, please be sure to include the appropriate and complete question number for each response. Applicants are encouraged to refer to drawings or other application materials as necessary to add clarity to their answers.

| 1 | . Do the plans submitted comply with the PUD Standards? |
|----|--|
| | The owner proposes to develop the Subject Property pursuant to the PUD in the same |
| | manner as Developer has caused Terra Business Park to be developed, all to the gr |
| | benefit of the Village of East Dundee. |
| | Before December 31, 2024, the owner intends to develop an approx. 47,000 square |
| | building on a portion of what is now Parcel 03-24-276-008. |
| | Undeveloped portions of the land south of existing Penny Road will be used for true |
| | parking pursuant to waivers as have been previously granted by the Village. |
| | granted by the village. |
| 2. | Are the plans consistent with the Comprehensive Plan. Particularly regarding the consistency of the entire proposal and its density and intensity with the intent and actual text, maps, and drawings of the Village of East Dundee Comprehensive Plan? |
| | Yes: The plans are consistent in the same manner as said plans were consistent with |
| | respect to the existing Terra Business Park. |
| | |
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| | |
| 3. | What are the existing uses and zoning district classifications of the application site and the nearby property? |
| | Please see Village of East Dundee Zoning Map attached hereto as Exhibit 3 |
| | 3 This is a second of the seco |
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| | |
| 1 | T-sh- |
| | Is the property suitable to the uses permitted under the existing zoning district classifications? |
| | No: Neither of the R1 nor the B3 zoning classifications will permit industrial develop |
| - | requires certain departures in order to permit efficient industrial development. |

| _ | |
|-----|--|
| 5. | Please give the length of time the property has been vacant as zoned, and how long there have been develop parcels in the vicinity of the applicants property? |
| | The property has been vacant for over 15 years as currently and previously zoned. |
| | |
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| | |
| | Are there any changes or changing conditions in the vicinity of the subject property, or in the Village generally that make the proposal reasonable and necessary to the promotion of the public health, safety, morals and generally welfare? Yes: Terra Business Park to the south continues to develop. |
| | Part of the Village's overall roadway plan is for Barty Burt of |
| 3 | Part of the Village's overall roadway plan is for Rock Road to be extended in a north so as to result in a direct connection between Route 72 and Route 68. The PUD appropriately bearing its facility of the PUD appropriate its facilities and the PUD appropriate its facilities |
| - 1 | requested herein will facilitate that road extension and the Owner plans to make an |
| (| connection of Rock Road with Route 68 extending to the south boundary of Parcel |
| (| 03-24-276-008. |
| 9 | Such roadway connection to Route 68 by extended Rock Road is subject to IDOT's |
| | |
| - | |
| | are there adequate public facilities including, but not limited to, schools, parks, police and fire protection, roads, anitary and storm sewers, water utility lines that exist of can be provided prior to the development of the proposed roject? |
| A | Adequate roads exist. The Owner will be extending utilities to the property. |
| _ | |
| - | |
| _ | |

7.

| | Will this project : (If YES please explain below) |
|----|--|
| | Substantially lessen or impede the suitability for the permitted use and development of other property the immediate vicinity? (YES/NO) |
| | b. Be injurious to the use and enjoyment of other property in the immediate visits a great and |
| | or annually diffinish of impair the value of other property in the immediate visit is a common of the common of th |
| | in the immediate vicinity? (YFS/NO) |
| | The answer is "no" to each of the four questions in this Section 8. |
| | |
| 20 | |
| | |
| | |

9. Planned developments are intended to allow for greater design flexibility than is permitted by the standard district regulations for tracts of land where the planned development would better utilize the topographic and natural intended to be consistent with the spirit of the zoning ordinance and conform with the general character of the Village or the immediate neighborhood(s).

In the table below, provide all of the proposed modifications to the standards in the underlying zoning district for the planned development. Additionally, provide the justification, based on the intent for planned developments as described in the Village of East Dundee Zoning Ordinance Section 157.241, for these proposed changes.

Please note: Any items or changes needed that are not requested below and explicitly approved by the Planning and Zoning Commission and the Village Board will not be allowed.

| Code Standard | No Modification Requested | Modification Requested |
|-------------------------------|---------------------------|---|
| Uses | | Please see Exhibit 1 Narrative- attached |
| Total Lot Area/ Dimensions | | L |
| Lot Area per Unit/Density | | |
| Floor Area | | |
| Front Setback | | |
| Side Setback | | |

| Rear Setback | |
|-----------------------------|--|
| Building Height | |
| Open Space/ Lot Coverage | |
| Accessory Structures | |
| Signage | |
| Parking | |
| Landscaping | |

FOR EACH ITEM CHECKED AS A MODIFICATIO REQUESTED PLEASE FILL OUT -----

THIS SET OF QUESTIONS MUST BE FILLED OUT FOR EACH MODIFICATION NEEDED. IF YOU HAVE MORE THAN ONE MODIFICATION PLEASE MAKE COPIES OF THIS PAGE.

All proposed modifications to the regulations of the underlying zoning district, zoning code, and subdivision code must provide justification by answering all of the following questions for EACH proposed modification.

a. Have you provided sufficient mitigation such that the protection of the use and enjoyment of neighboring properties is equal to or greater than that afforded were the regulations not modified?

As to each of the modifications requested on Exhibit 1, such modification does not rein order to protect the use and enjoyment of neighboring properties, as such modification are de minimus in nature and will be entirely within an industrial park that is not adjact any other non-industrial uses.

- b. Have you provided sufficient mitigation such that the protection of the use and enjoyment of lots and sites within the development is equal to or greater than that afforded were the regulations not modified?
- c. Applicants are required to provide one or more of the flowing amenities in excess of what would otherwise be required by Village codes in a sufficient quality or quantity that, on the whole, would provide greater community benefits than if the modification was not granted.

Please answer each of the all of the following questions on a separate sheet of paper for each modification you are requesting.

(i) Have you enhanced transportation amenities including, but not limited to: off street trails, bike and pedestrian amenities, or transit-oriented improvements including school, public, or para-transit shelters?

| Yes: as part of the PUD, the development of this property will result in the commer | | | |
|---|--|--|--|
| northerly extension of Rock Road so as to intersect with Route 68, with such extens | | | |
| incremental as the property is developed. | | | |
| | | | |
| (ii) Have you enhanced open space areas, recreation facilities, environmental/natural preservation areas, or recreation land dedications; | | | |
| Yes: detention has been centralized in the lake immediately west of the Subject Pro | | | |
| and that lake provides a desirable open space ammenity. | | | |
| (iii) Have you enhanced community facilities or provision of public services beyond those necessary to serve development within the PUD? | | | |
| Yes: the overall development of this Property will result in much-needed business de | | | |
| | | | |
| | | | |
| (iv) Do you have other amenities in excess of the minimum standards required by Village codes that the Village Board specifically finds provide sufficient community benefit | | | |
| | | | |
| | | | |

| No. | (v) Do you have outstanding environmental, landscape, architectural or site design? |
|--------------|---|
| | |
|) <u>No.</u> | (vi) Have you enhanced buffering, screening and/or integration as appropriate, with surrounding development (both existing and planned)? |
| | |



APPLICATION AGREEMENT TO PAY COSTS INCURRED AND HOLD THE VILLAGE HARMLESS

The Undersigned applicant acknowledges that the Village of East Dundee may seek advice and counsel from professional sources outside the employee staff of the Village of East Dundee in consideration of the application submitted to the Village of East Dundee by the applicant, including the services as those provided by the Village Staff, Village Attorney, Village Engineer, Planner and Fire Protection District.

The applicant further acknowledges that testimony of all witness at Public Hearings may be recorded before a court reporter and that full transcripts of the proceedings may be preparted and retained by the Village of East Dundee as part of the official record concerning the said applicant and the applicant's costs.

As an express condition in making the said application and the consideration thereof by the Village of East Dundee, the undersigned, both personally and on behalf of the applicant, agrees to hold the Village harmless and agrees to pay forthwith the costs and expenses that may be incurred by the Village of East Dundee for such professional services, including the costs and expenses of recording and transcribing any testimony at Public Hearings in connection with the said application.

The owner hereby authorizes, support and consents to this request for variation, and further authorizes, agrees and consents to allow the temporary installation and display by the Village of East Dundee of Fublic Notice (signage) upon the subject property.

The applicant, having read this application and fully understanding the purpose thereof, declares that the proceeding statement made are true and that the information provided herein is complete to the best of the applicant's

Individually and for the Applicant

201 Christina Drive, East Dundee, IL 60118

Address

Project Description:
Northerly extension of Terra Business Park



Affidavit of Ownership & Control

| | 1 | | |
|--|--------------------------------|-------------------------------|------------------------|
| I (We), Pal Land, LLC and Pal Land II, LLC | | _ do herby certify or affirm | that I am the ower(s), |
| contract purchasers, or beneficiary(s) | of the title holding trust for | or the aforesaid described pr | operty and hereby make |
| application of such. | | | |
| Signature: | | | |
| Owner: Joseph L. Palumbo, Manager | | | |
| | | | |
| Address: 201 Christina Drive | | | |
| East Dundee | IL 60118 | | |
| ESEC DUINGS | , 11 00116 | • | |
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| SUBSCRIBED AND SWORN TO be | fore me this | | |
| 35th day of May 2023 | | | |
| Will a mos | | | |
| (NOTARY SIGNATURE) | <u></u> | | |
| | | | |
| OFFICIAL SEAL | | | |
| Elizabeth A Moore | | | |
| NOTARY PUBLIC, STATE OF ILLINOIS My Commission Expires 07/24/2024 | | | |
| | | | |

(NOTARY STAMP)



Affidavit & Disclosure Agreement

To cover the Village expenses relating to applications for site plans, Subdivisions, Annexations, Zoning Amendments, Special Uses, Variations and the like:

Applications shall deposit the sum required based on the type and extent of the applicants project. Any bills received by the village and any costs incurred by the Village related to the project will be billed to the applicant. Upon payment of all bills to the Village the applicant will receive their deposit back.

Signature:

and, LLC and Pal Land II, LLC

Project Address: North of existing Terra Business Park

PROJECT NARRATIVE TERRA BUSINESS PARK PHASE II (33 ACRES)

Pal Land, LLC, Pal Land II, LLC

By its PUD ordinance 07-51 and as subsequently amended (collectively, the "2007 PUD"), the Village established a planned industrial park known as the Terra Business Park for the Petitioner's approximate 119 acres of land immediately north of Illinois Route 72 (the "First PUD Parcel"). The Petitioners own approximately 33 acres of land surrounding the intersection of Penny Road and Illinois Route 68 and to the south thereof, as depicted on the attached PUD Plan (the "Additional Land"). The Petitioners seek to obtain substantially the same PUD approvals, including, without limitation, the departures / variances therein approved with respect to this Additional Land as the Village previously approved for the Terra Business Park in the 2007 PUD Ordinance. With such PUD approval in place for the Additional Land, the Petitioners will be able to move forward with the same type of efficient and high-quality development as has occurred as to the First PUD Parcel.

Included with this Development Application are, among other things, the Preliminary PUD Plan for Terra Business Park Phase II prepared by Pinnacle Engineering dated May 17, 2023 as its project number 1411.40 (the "**Preliminary PUD Plan**"), and the Preliminary Plat of Subdivision for Terra Business Park Phase II prepared by Pinnacle Engineering dated January 6, 2023 with last revision date of May 19, 2023 and the associated Preliminary Engineering Plans prepared by Pinnacle Engineering dated May 19, 2023 (collectively, the "**Preliminary Plat and Preliminary Engineering**").

The entitlements herein requested include certain departures from the standard zoning district regulations ("**Departures**") needed in order to develop the Additional Land in a more innovative and creative manner, as recognized by Code Section 157.240(A) and Section 157.243B(2) than would be possible under the strict application of the standard district regulations.

Use Departures: Departures to Section 157.065(A) to permit (1) any and all uses as authorized under the B2, B3, and B4 zoning classifications as set forth in the Municipal Code of the Village of East Dundee, and (2) those M-1 permitted and conditional uses as set forth on **Exhibit 1** attached hereto, and (3) for the avoidance of doubt, the following additional permitted uses:.

- (a) Gas station and retail;
- (b) Retail and Office;
- (c) Automotive & Retail;
- (d) Retail & Warehouse;
- (e) Office;

- (f) Industrial & Manufacturing with on-site storage;
- (g) Motor Truck Terminal;

Building setbacks: A Departure to Section 157.066(A)(6) to change the yard requirements to permit a 20-foot minimum setback on the interior sides and rears of all lots, and a 25-foot minimum setback along any rear yard or side yard abutting a public street. (For the avoidance of doubt, the front yard building setback shall remain and be a minimum 40 feet).

Building height: A Departure to Section 157.066(A)(5) to allow roof-top screening to exceed the maximum building height of 35 feet by the least amount reasonably determined by the Village Administrator or Building Inspector as needed to accomplish the screening of roof-top equipment.

Parking setback: A Departure to Section 157.148 to permit parking in the required front, rear, and side yard setbacks, with a reduced parking lot setback of ten (10) feet.

Required Off-Street Parking Stalls: A Departure from 157.150 (V) as to the number of required off-street parking spaces so as to require one (1) automobile parking stall for each 250 square feet of office space (no Departure) and one (1) automobile parking stall for each 6,000 square feet of warehouse / shop space, but on the condition that if an occupant or occupants of a building have more than warehousing / shop space employees than presumed by this formula, and if the Village reasonably determines that there is an inadequate number automobile parking stalls for the warehouse / shop spaces employees, then the Village may require the owner to convert certain of the truck parking stalls to automobile parking stalls to create up to one (1) parking stall for each two (2) warehouse / shop space employees.

Note: for the proposed 46,534 square foot building industrial building to be erected on Lot 1, this building will contain 5 suites, with 5 offices having an aggregate of 5,825 sq. feet, and with 5 warehouse / shop spaces containing an aggregate of 40,709 square feet. 33 automobile parking stalls are proposed.

Off-Street Loading Berths: A Departure from Section 157.127 so as to permit the number of required loading berths to be fulfilled by loading docks attached to the building and / or by truck parking stalls designated for such purpose.

Business district signage: A Departure to permit the signage standards applicable to business districts (as provided in Chapter 156 of the Village Code) apply to all lots within the subdivision regardless of use.

Freestanding signage: A Departure (i) to have the standards for freestanding signs included in Village Ordinance 06-46 apply to all lots within the subdivision with the exception that electronic signs shall be prohibited except as permitted in said Ordinance, and (ii) from Section 156.04(A)(3)(d) "Sign Minimum Setback" to allow signage to be placed up to the lot line of each lot instead of observing the typical 15 ft. setback..

Utilities. A Departure from Section 157.096(A)(1)(j) to permit utility connections for electric, telephone, and cable to lots and buildings to be installed above-ground in lieu of the requirement

to have these utilities located underground provided that all such overhead connections shall be made, whenever practicable, at the rear or side of the buildings.

Landscaped Open Space. A Departure to Section 158.04 B - Minimum landscaped open space area to permit the minimum landscaped open space area for the Subject Property to be reduced to 5% in lieu of the 15% required by the captioned section.

Parkway Landscaping. Departures from 155.049, Section 158.04 (D)(2)(a)2 of the Landscape Chapter of the East Dundee Village Code requiring that interior parkway landscaping shall have 3' shrubs for 75% coverage along with parkways trees every 30' are hereby granted so as to eliminate the requirement of shrubs and to require parkways trees not more than every 100 feet.

Parkway Landscaping. Departures from Section 155.049(C)-Landscaping for right-of-ways: to allow (i) a tree every sixty (60) feet as opposed to a more narrow spacing, (ii) the ability to place parkway trees within the required parking lot setback when necessary to avoid conflict with public utilities and as approved by the Village engineer, and (iii) the right to install the required landscaping adjacent to the street frontage of each lot when a building permit is issued with respect to that Lot.

Perimeter Lands aping. A Departure from Section 158.04(D)(2)(b)4b of the Landscape Chapter of the East Dundee Village Code requiring that Type 2 perimeter landscaped areas shall have 3' shrubs for 50% coverage along with trees every 40' is hereby so as to eliminate the requirement of shrubs and to require parkways trees not more than every 100 feet.

Parking Lot Landscaping. A Departure from Section 158.04(D)(2)(d)(2)(b), "Parking Lot Landscaping" requiring a maximum of ten (10) parking spaces between planted landscape islands is granted to will be permitted in any length of parking bay between planted islands are hereby granted so as to (i) increase the maximum number of automobile parking spaces at the rear and interior sides of buildings between planted landscape islands to twenty-two (22) parking stalls, and (2) eliminate the requirement of parking islands in areas designated and / or intended for truck and equipment parking, and (3) eliminate any curbed parking island that is immediately adjacent to and abutting truck parking stalls.

Parking Lot Islands. A Departure from the Village parking lot island design requirement for an interior landscaped island to contain a minimum of four hundred (400) square feet so as to allow the area within the aisle end to count toward meeting this requirement.

Building Landscaping. A Departure from Section 158.04D(2)(c) Landscape requirements, of the Minimum Landscaping, Screening and Tree Preservation Standards Chapter of the East Dundee Village Code requiring a minimum five-foot wide landscape area adjacent to all building walls (exclusive of driveways, access walks, and service and delivery areas), calling for planting to be emphasize ground plane transitions and softening large expanses of building walls, when possible, accenting building entrances and architectural features, and screening mechanical equipment, and, where extended roofs or canopies are used to provide a covered walkway adjacent to a building foundation stating that such plantings are not required.

Street Design. A Departure from Section 155.045(D) to allow the public right of way referred to as the Rock Road extension, and all other subdivision streets, to be built with a 66 ft. ROW instead of the required (80 ft.). For the avoidance of doubt, the pavement width shall be a minimum of 37 feet back of curb to back of curb.

Sidewalks. A Departure from Section 155.048 so as to eliminate the requirement of sidewalks.

Trash Receptacle Screening. A Departure with regard to Section 158.0E(1)(a) to allow trash receptacles and storage facilities to be screened with landscaping as opposed to masonry structures, including, without limitation, those visible from residential areas or public rights of way.

Possible IDOT Roadway Changes. The Preliminary PUD Plan, Preliminary Plat and Preliminary Engineering are hereby approved subject to final approval by IDOT as to the proposed geometry of the proposed Rock Road / Route 68 intersection shown thereon. If IDOT requires changes to such of the proposed geometry of the proposed Rock Road / Route 68 intersection, such changes may be incorporated into the Final PUD Plan and the Final Plat and Final Engineering to the extent acceptable to the Village engineer without the necessity of any further public hearings.

Permit for Lot 1 prior to Final Plat. The development of proposed Lot 1 as shown on the Preliminary PUD Plan is approved (subject to the issuance of building permits) and may proceed following the adoption of this ordinance even if the Final PUD Plan and the Final Plat and Final Engineering have not yet been approved.

Other Apparent Departures. Any Departures that are discernable from the Preliminary PUD Plan but not otherwise expressly called out and requested herein are nevertheless approved for all Lots

Building Permits for Other Lots. The other lots within the ultimately approved Final Plat of Subdivision for Terra Business Park Phase II may be developed and improved without further public hearings or action by the corporate authorities so long as the Village staff and Village engineer determine that the proposed development contained within the building permit application substantially conforms to the design requirements contained in this ordinance.

Pre-Development Parking Lot Waivers. As to any lots not yet improved with any building, such lots / areas may be used for outside, unscreened truck / vehicle parking similar to what has been previously approved by the Village in the southerly portion of the Terra Business Park, and in connection therewith the following waivers are hereby approved:

A. Pursuant to Section 157.193(A)(1) of the Zoning Ordinance, the requirement for paving of permanent roadways and parking lots in Section 157.147 of the Zoning Ordinance is waived, provided that all required off-street parking is provided at the Property and that driveway access to the Property shall have asphalt shavings or a crushed stone base

- and provided that the Developer shall take steps to control dust and other particles; and
- B. Pursuant to Section 157.193(A)(2) of the Zoning Ordinance, the requirement for installation of curbs and gutters in 57.101 of the Village of East Dundee Village Code ("Village Code") is waived, provided that the Developer shall comply with all applicable storm water drainage requirements; and
- C. Pursuant to Section 157.193(A)(3) of the Zoning Ordinance, the requirement for parking lot lighting installation and use in Section 157.149 of the Zoning Ordinance is waived, provided that no activity on the Property shall be scheduled or occur after dusk; and
- D. Pursuant to Section 157.193(A)(4) of the Zoning Ordinance, the requirement of parking lot landscaping in Section 157.149 of the Zoning Ordinance is waived, including placement of trees and shrubbery.

The waivers approved in subparagraphs A - D immediately above shall be in effect as to lots or unsubdivided areas not yet improvement with any building so long as:

- I. The Developer is in compliance with all applicable laws, ordinances, regulations and legal requirements; (ii) not in breach of any agreement(s) with the Village; and (iii) not in arrears on any amount due and owing the Village.
- II. The Developer is not in breach of any agreement(s) with the Village.
- III. The Developer is not in arrears on any amount due and owing the Village.
- IV. The Developer tests the soil on the Property for environmental contaminants no less than once per twelve (12) month period the waivers are in effect, in the manner directed by the Village, and provides the Village with a written report from the company conducting the testing with the results thereof.
- V. The Developer ensures that no hazardous materials are placed on the Property.

As to the requested map amendment of the westerly portion of the land from R-1 to M-1 PUD, the Petitioner states that the proposed map amendment meets the standards for same as set forth in Section 157.223 of the Village Code., Specifically, the proposed map amendment:

- 1. Is compatible with the uses of property within the general area of the property in question;
 - 2. Is compatible with the zoning of nearby property.

- 3. The current residential zoning classification Is not suitable given other nearby land uses.
- 4. The trend of development is inconsistent with residential zoning, but instead is consistent with the requested M-1 PUD zoning.
- 5. The highest and best use of the property is for industrial / commercial development. As to the requested Planned Unit Development, the Petitioner states that the proposed PUD meets the conditions for approval as set forth in Village Code Section 157.249. Specifically
- (A) The proposed PUD meets the requirements and design standards for PUDs as set forth in Village code Section 157.250;
- (B) The requested Departures are consistent with those approved for the original portion of Terra Business Park.
- (C) There will be significant public benefit produced by the Planned Unit Development, such as increased economic development, increased jobs, an improved roadway system.
- (D) The requested Planned Unit Development is entirely compatible to the development of the land to the south and north. The land to the east is a Commonwealth Edison right of way. The land to the west is owned by the Petitioner and in no intended for development.
- (E) The proposed Planned Unit Development fulfills the objectives of the future planning objectives or other planning policies of the village.

EXHIBIT 1 M-1 MODIFIED PERMITTED AND SPECIAL USES

| Allowable uses of land and buildings: P: Permitted by-right S: Permitted by special use permit | Limited Ma | anufacturing Dist | trict (M-1) PUD |
|---|------------|---|-----------------|
| Allowable uses of land and buildings: P: Permitted by-right S: Permitted by special use permit | | Limited Manufacturing District (M-1) PUD | |
| (a) Agriculture and natural resource uses. | | | |
| 1. Resource conservation. | | | |
| 2. Cultivation. | | | |
| 3. Livestock. | | | |
| 4. Agricultural support. | | | |
| Farm and garden supply store | | P | |
| Feed store | | P | |
| 5. Mineral extraction and batch operations. | | | |
| Batch asphaltic concrete, cement concrete or mortar mixing plant | | S | |
| Stone or gravel quarry; crushing, grading, washing and loading operations shall, at a minimum, conform with the applicable regulations set forth in § 157.065 | | S | |
| (b) Residential uses. | | | |
| 1. Single-family and two-unit dwellings. | | | |
| 2. Multiple-family dwellings. | | | |
| 3. Group living facilities. | | | |
| (c) Retail uses. | | | |
| 1. General merchandise. | | | |
| Building material sales | | P | |
| Direct selling establishment where products are stored | | P | |
| Gun shop | | S | |
| Tombstone and monument sales | | P | |
| 2. Food and beverage. | | P | added |
| 3. Greenhouses and nurseries. | | | |
| Greenhouse and nursery: retail | | р | |

| Greenhouse and nursery; wholesale | P | |
|--|----------|-------|
| (d) Clubs, restaurants, taverns and lodging uses. | 1 | |
| 1. Clubs, lodges and meeting halls. | | |
| 2. Restaurants, specialty foods and taverns. | P | added |
| Restaurant; no live entertainment or dancing | P | added |
| Restaurant; with live entertainment or dancing | P | added |
| Restaurant; drive-in or drive-through facilities | P | |
| Taverns | P | |
| 3. Lodging. | | |
| Hotel, including apartment hotel, dining room and meeting rooms | P | |
| Motel | P | |
| (e) Recreation and entertainment establishments; public and p | private. | |
| 1. Indoor recreation and entertainment. | | |
| Adult uses | | |
| Commercial sports and entertainment establishment; subject to the licensure requirements of <u>Chapter 118</u> of the East Dundee Code of Ordinances | S | |
| Community center buildings, public or non-profit; includes clubhouses, recreation buildings, gymnasiums, swim clubs, swimming pools, tennis clubs, tennis courts, roller skating and ice skating rinks | P | |
| Museum | P | |
| Shooting range | S | |
| 2. Outdoor recreation and entertainment. | | |
| Drive-in theater | P | |
| Parks and playgrounds; privately-owned, not-for-profit | S | |
| Parks and playgrounds, publicly owned | P | |
| Shooting range | S | |
| (f) Service, contracting, storage and broadcasting uses. | | |
| 1. Personal services. | | |
| Massage establishment and massage services; subject to the licensure requirements of <u>Chapter 111</u> of the East Dundee Code of Ordinances | S | |
| 2. Dry cleaning and laundry services. | | |
| Dry cleaning, laundry, dyeing and rug-cleaning establishment; with or without drive through and no limitation on the number of employees | P | |

| 3. Finance, insurance and real estate services. | |
|--|---|
| Automatic teller machine as stand-alone structure | P |
| 4. General services. | |
| Auction room | P |
| Catering establishment | P |
| Printing shop; no press size limitations | P |
| Secretarial service | |
| Scientific research agency | P |
| Taxidermist | P |
| Testing laboratory | P |
| Travel bureau and transportation ticket office | P |
| Undertaking establishment and funeral parlor | P |
| 5. Contractor and repair shops and showrooms. | |
| Artists and industrial design studio | P |
| Furniture repair and upholstery | P |
| General minor repair or fix it shop | P |
| Interior decorating studio; includes upholstery and making draperies, slip covers and other similar articles when conducted as a secondary activity to the principal use | P |
| Lawn mower repair shop | P |
| Locksmith | P |
| Board showroom | P |
| Building services and supplies; no outside storage | P |
| Contractor shop; no outdoor storage | P |
| Contractor shop; with outdoor storage | P |
| Electrical shop and supply shop | P |
| Exterminating service | P |
| Heating and air conditioning retail sales and service | P |
| Plumbing and heating showroom and shop | P |
| Refrigeration shop, service and repair | P |
| Swimming pool sales and service | P |
| Sewer cleaning and rodding shop | P |
| Sign contractor; no outside storage | P |
| Window cleaning firm | P |
| 6. Equipment and supplies. | |
| Bottled gas dealer | P |

| Business machines store | P |
|--|---|
| Equipment and appliance repair shop | P |
| Equipment rental and leasing service | P |
| Machinery sales establishment | P |
| Milk machine sales | P |
| Water softener service | P |
| Water sales and bottling | P |
| 7. Storage, transport and mail order sales. | |
| Ambulance service | P |
| Frozen food locker | P |
| Limousine service | P |
| Mail order sales and warehousing | P |
| Storage, warehousing and wholesale establishments; does not include fuel oil, gasoline and other flammable material | P |
| 8. Broadcasting facilities and recording studios. | |
| Radio and television broadcasting studio | P |
| Radio and television transmission or receiving tower | P |
| Recording studio | P |
| 9. Tattooing. | S |
| (g) Automotive and related uses. | |
| 1. Accessory sales. | |
| Automobile accessory, tire and battery stores | P |
| 2. Fuels sales, service and repair. | |
| Automobile and truck fuel sales; with or without service | P |
| Automobile and truck service without fuel sales; includes car washes, oil change service, repair facilities, and related uses not otherwise listed | P |
| Body and fender shop | P |
| Motor vehicle impoundment yard; subject to the provisions of § 157.065(A)(2)(a) | |
| Paint shop | P |
| Vehicle towing establishment; subject to the provisions of § 157.065(A)(2)(b) | S |
| 3. Parking. | |
| Parking lot; commercial | P |
| 4. Vehicle sales and rental. | |
| Boat dealer | P |

| Camper dealer (sales) | P |
|---|---|
| Mobile home dealer | P |
| Motor vehicle dealer, new or used | P |
| Motorcycle sales | P |
| Recreation vehicle sales or rental | P |
| Snowmobile, sales and service | P |
| Trailer sale or rental | P |
| (h) Office uses. | |
| 1. Professional offices. | |
| Accounting, auditing and bookkeeping | P |
| Attorney and law office | P |
| Business and professional office | P |
| Business office; goods, wares or merchandise are displayed or sold on the premise | P |
| Engineering and architectural service | P |
| Land surveyor | P |
| Landscape architect | P |
| Newspaper office; does not include printing | P |
| Professional Consultant | P |
| 2. Organizations. | |
| Better Business Bureau | P |
| Chamber of Commerce | P |
| Charitable organization | P |
| Civic association | P |
| Labor union and organization | P |
| Merchants association | P |
| News syndicate | P |
| Political organization | P |
| Professional membership association | P |
| Real estate board | P |
| Social service and fraternal association | P |
| Trade association | P |
| (i) Healthcare and veterinary uses. | |
| 1. Medical and dental offices, clinics and labs. | |
| Laboratory, medical and dental | P |
| 2. Hospitals and care homes. | |

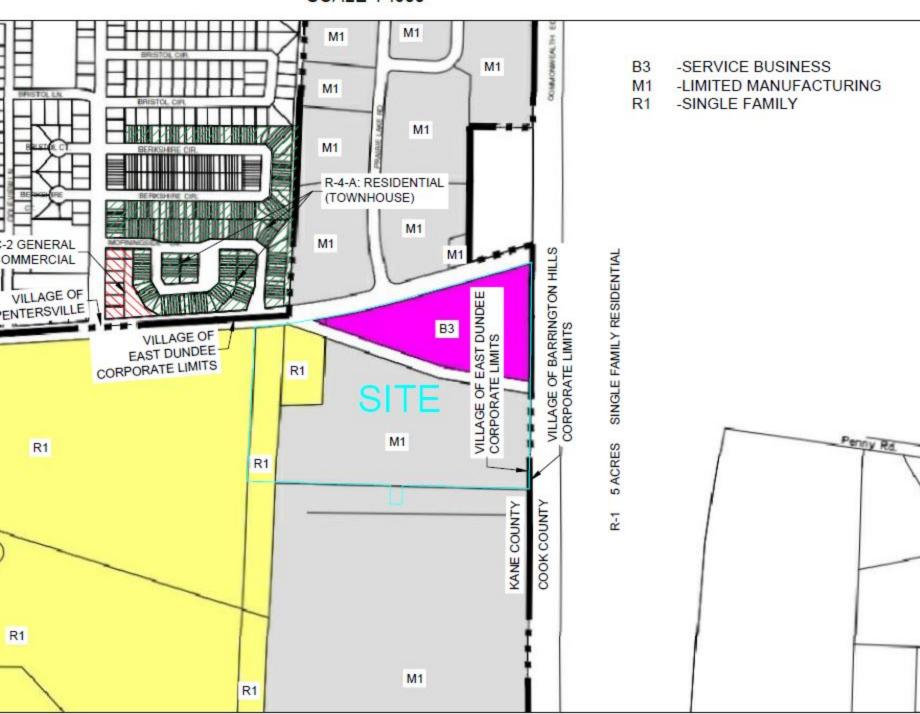
| Hospitals or sanitariums | P | |
|--|---|-------|
| 3. Veterinarian offices, hospitals and kennels. | | |
| Veterinary clinic and animal hospital; without outdoor kennels | P | |
| Veterinary clinic and animal hospital; with outdoor kennels | P | |
| (j) Manufacturing uses. | | |
| 1. Manufacturing. | | |
| Manufacturing, assembly, disassembly, fabricating, repairing, storing, cleaning, servicing or testing establishment; operation shall conform with the applicable performance standards in § 157.065 and shall not be specifically prohibited by this chapter | P | |
| (k) Public, educational and institutional uses. | | |
| 1. General public. | | |
| Cemetery, public or private; includes crematories and mausoleums provided that no building shall be located less than 100 feet from side and rear property lines | S | |
| Library and branch library | P | |
| Police or fire station | P | |
| Post office and post office sub-station | P | |
| Public service or municipal garage | P | |
| 2. Educational. | | |
| Schools, business, trade or vocational; non-boarding public or private | P | |
| 3. Childcare. | | |
| 4. Institutional and assembly. | | |
| Convention hall and center | S | |
| (1) Transportation, utility and solid waste uses. | | |
| 1. Transportation. | | |
| Airports | S | |
| Cartage and express establishments; including motor freight terminals | P | added |
| Public transportation facilities; includes shelters, terminals, parking areas and service buildings | P | |
| Transit and transportation passenger shelter | P | |
| 2. Utility. | | |
| Public utility and public service use; subject to the provisions of § 157.065(A)(2)(c) | P | |

| Sewage treatment plant | P | |
|---|---|-------|
| Telephone booth | P | |
| 3. Solid waste. | | |
| Waste transfer, storage and treatment facilities; as defined in the Illinois Environmental Protection Act in ILCS Chapter 415, Act 5 that are not otherwise defined in such Act as Pollution Control Facilities and subject to the provisions of § 157.065(A)(2)(d) | S | |
| (m) Accessory uses. | T | ī |
| 1. Accessory to agricultural uses. | | |
| 2. Accessory to residential uses. | | |
| 3. Accessory to commercial uses. | | |
| Accessory commercial operations yard; subject to the provisions of § <u>157.065(A)(2)(e)</u> | S | |
| Accessory uses provided in accordance with the provisions of § <u>157.085</u> | P | |
| Offices ancillary to any permitted or special use | P | |
| Open sales lot | S | |
| Storage yard; materials or equipment for on-site sales only | P | |
| 4. Accessory to manufacturing uses. | | |
| Accessory commercial operations yard subject to the provisions of § 157.065(A)(2)(e) | S | |
| Accessory uses provided in accordance with the provisions of § <u>157.085</u> | P | |
| Offices ancillary to any permitted or special use | P | |
| Storage yard for material or equipment sales | P | |
| 5. Other accessory uses. | | |
| (n) Temporary uses. | | |
| 1. Temporary uses. | | |
| Temporary building for construction purposes; not to exceed the duration of the construction | P | |
| (o) Other Permitted Uses | | |
| 1. Other Permitted Uses | | |
| Those permitted uses enumerated in the Village's B-3 and B-4 Business Districts as set forth in Sections 157.053 B-3 And 157.054 B-4, respectively, including, without limitation, | P | added |
| (p) Other special uses. | | |
| 1. Other special uses. | | |

| Planned unit development | S | |
|--|---|-------|
| Similar and compatible uses to those listed as special uses | S | |
| Twenty-four hour per day operation of any permitted or special use | S | |
| Those special uses enumerated in the Village's B-3 and B-4 Business Districts as set forth in Sections 157.053 B-3 And 157.054 B-4, respectively | S | added |



SCALE 1":600'



Memorandum

To: Village President and Board of Trustees

From: Phil Cotter, Director of Public Works

Erika Storlie, Village Administrator

Subject: Purchase of 2022 Ford F-350 Utility Box Truck

Date: August 7, 2023



Action Requested:

Staff recommends Village Board motion to approve a resolution waiving bidding and approving the purchase of a 2022 Ford F-350 4x4 pickup/utility box truck in the amount of \$72,890.26 from Golf Mill Ford (Niles, Illinois). Due to supply chain issues and long lead times, the Village Administrator approved this as an emergency purchase and the Village Board is being asked to approve it retroactively.

Funding Source:

Capital Projects Fund (32-31-5930)

Summary:

The SY 2023 Budget appropriates \$80,000 for the purchase of a new pickup/utility box truck that is in Ford's F-350 weight rating class. The budget proposes purchasing a truck that is equipped with utility boxes, lift gate, towing package, safety lighting, and a snowplow. Staff recommends against equipping the truck with a snowplow as the utility boxes and lift gate will accommodate and transport tools and other equipment to various job sites. Snow and Ice control operations would routinely subject the truck to aggressive and corrosive (road salt and other chemicals) conditions that would accelerate the deterioration of the utility boxes and lift gate and possibly cause damage to the tools and equipment stored/transported in/on the vehicle.

The proposed truck will replace a 2009 Chevrolet Silverado 2500HD that has experienced numerous repairs in recent years and has far exceeded its useful life. This is in addition to the overall deteriorated condition of the truck due to its age and mechanical condition. The 2009 Silverado, which is not equipped with a snowplow, has over 185,000 miles and was essentially donated to the Village (in used condition) by a utility company in 2013/2014.

Staff explored purchasing a new truck through the Suburban Purchasing Cooperative (SPC) as Public Works has purchased vehicles through this program in recent years. The SPC is a joint purchasing program sponsored by the Northwest Municipal Conference (NWMC) that secures

pricing for vehicles and equipment via competitive bids. One of the dealerships that has a contract with the SPC program indicated that truck manufacturers are accepting orders on new trucks, but delivery would not occur until 2024. Due to the shorted fiscal year in SY 2023, long lead times would not allow for ordering and purchasing a truck before December 31. Staff then explored the option of purchasing a truck directly off a retail lot and was able to locate one that had staff's desired specifications.

Due to a truck market with higher demands, inventory shortages, long production periods, and dealers' inability to hold vehicles/truck to accommodate government procurement processes (which was the case with Golf Mill Ford), staff considered the administrative approval of the purchase of a pickup truck with the subsequent retroactive approval from the Village Board.

After considering the various procurement options, and to secure a truck that matched Public Works' desired specifications and trim level, staff recommended and administratively approved the purchase of a 2022 Ford F-350 pickup/utility box truck in the amount of \$72,890.26 from Golf Mill Ford. This truck was outfitted with a service body and utility boxes from Monroe Truck Equipment prior to sale off Golf Mill Ford's lot. Below is a cost summary of this truck (also reference the attached invoice and window sticker):

 Cab & chassis (4x4 regular cab, V-8 engine): \$50,485.00

 Service body with utility boxes: \$22,850.00

 \$73,335.00

 Price adjustment: -\$ 1,000.00

 License, title, fees, etc.: \$555.26

 Total Purchase Price: \$72,890.26

Below are photographs of the truck:





Staff respectfully requests that the Village Board retroactively approve the purchase of the 2022 Ford F-350 pickup/utility box truck in the amount of \$72,890.26 from Golf Mill Ford.

Staff solicited pricing to equip the truck with a lift gate and additional safety lighting. Subsequent to the purchase of this truck from Golf Mill Ford, the vehicle will be taken to Regional Truck Equipment (Addison, Illinois) for the installation of that equipment at a proposed cost of \$6,896.00. This would bring the total purchase price of the truck to \$79,786.26.

Attachments:

Resolution Retail Buyer's Order, Golf Mill Ford Window Stickers

RESOLUTION NUMBER __-23

A RESOLUTION WAIVING BIDDING AND APPROVING THE PURCHASE OF A NEW PUBLIC WORKS VEHICLE FROM GOLF MILL FORD

WHEREAS, the Village of East Dundee ("Village") is a home rule unit of local government pursuant to Section 6 of Article VII of the Constitution of the State of Illinois, and has the authority to exercise any power and perform any function pertaining to its government and affairs; and

WHEREAS, Article VII, Section 10 of the 1970 Illinois Constitution authorizes the Village to contract with individuals, associations, and corporations in any manner not prohibited by law or ordinance; and

WHEREAS, the Village Public Works Department ("Department") has identified the need to purchase a 2022 Ford F-350 4x4 pickup/utility box truck ("Vehicle"); and

WHEREAS, the Village participates in the NWMC Suburban Purchasing Cooperative ("SPC"), which permits local governments to purchase commodities and services according to contracts negotiated by the NWMC, however, there are no vehicles meeting the needed specifications available through the SPC, and due to region-wide vehicle shortages, the Department was forced to explore market purchase options; and

WHEREAS, the Village obtained a proposal ("Proposal") from Golf Mill Ford ("Vendor") for the purchase of the Vehicle with a purchase price of \$72,890.26; and

WHEREAS, subsequent to the purchase of the Vehicle, it will be taken to Regional Truck Equipment of Addison, IL for installation of a lift gate and additional safety lighting at a proposed cost of \$6,896.00, which will bring the total purchase price of the Vehicle to \$79,786.26; and

WHEREAS, Village staff has recommended that the Village Board waive competitive bidding for the purchase of the Vehicle; and

WHEREAS, the Village Board of Trustees find that it is in the best interests of the Village to waive competitive bidding for the purchase of the Vehicle from the Vendor;

NOW, THEREFORE, BE IT RESOLVED by the Village President and Board of Trustees of the Village of East Dundee, Cook and Kane Counties, Illinois, as follows:

<u>Section One.</u> <u>Recitals.</u> The foregoing recitals are hereby incorporated into, and made a part of, this Resolution as the findings of the President and Board of Trustees of the Village of East Dundee.

<u>Section Two.</u> <u>Waiver of Competitive Bidding.</u> Pursuant to the Village Code and the Village's home rule authority, the Village President and Board of Trustees waives the requirement of competitive bidding for the procurement of the Vehicle.

<u>Section Three</u>. <u>Approval of Purchase of Vehicle.</u> The Village President and Board of Trustees hereby approves the purchase by the Village of the Vehicle from the Vendor, in the total amount of \$79,786.26.

<u>Section Four</u>. <u>Execution of Required Documents.</u> The Village Administrator and the Village Clerk are hereby authorized to execute and attest, on behalf of the Village, all purchase orders and documents necessary to complete the purchase of the Vehicle authorized pursuant to this Resolution.

<u>Section Five</u>. <u>Effective Date</u>. This Resolution shall be in full force and effect from and after its passage and approval by the vote of two-thirds of the Trustees.

| PASSED this | day of | 2023 pursua | nt to a roll call vote as follows |
|---------------|---------------------|------------------|-----------------------------------|
| AYES: | | | |
| | | | |
| | | | |
| | APPROVED by me this | of | 2023. |
| | Jeffre | y Lynam, Village | President |
| ATTEST: | | | |
| Katherine Die | hl, Village Clerk | | |



RETAIL BUYER'S ORDER

9401 N. Milwaukee Avenue · Niles, IL 60714 Tel: 847-470-9800 - Fax: 847-470-0980

Stock No. 221599 Date _07/26/2023 Referred By_ Salesman **DEMETRIOS GIANNAKOPOULOS** Wokphone Home Phone ___ City EAST DUNDEE, IL 60118 F-350 _Trim __ _Color_WHT 72335.00 N/A N/A N/A N/A N/A 72335.00 N/A 72335.00 35.00 347.26 N/A N/A 173.00 N/A 72890.26 N/A N/A N/A N/A 72890.26 N/A N/A 72890.26 WA which you have this day credited to my account, I do hereby sell and deliver unto Golf Mill Motor Sales, Inc. _ I warrant the title to said vehicle to be in my possession, and that , which amount Golf Mill Motor Sales, Inc. does assume if indeed

CUST# 678450 **DEAL# 1037562** Purchaser's Name VILLAGE OF EAST DUNDEE Address 120 BARRINGTON AVE Year **2022** Type **FORD** Enter my order for NEW Serial No. <u>1FDBF3B63NEG37321</u> __ qoT ___ **SELLING PRICE** VIN Etch SUB TOTAL Used Car Allowance Difference Elec. File Fee Documentation Fee Tax ILL. SALES TAX Cook Co. Tax License and Title fee COOK COUNTY USE TAX TOTAL TRADE-IN Miles on Trade NOTICE: TO THE NEGOTIATED CASH SALE PRICE OF Extended Service Plan EACH VEHICLE, A DOCUMENTATION FEE MAY BE ADDED Safe Gap & GMF FOR DEALER COSTS AND OVERHEAD. THE ONLY OTHER Balance Owed on Used Car ADDITIONAL CHARGES PERMITTED ARE DEALER-ADDED OPTIONS, WARRANTY AND SERVICE CONTRACTS, Net Balance Owed INSURANCE AND THE ACTUAL COST OF LICENSE AND Deposit TITLE REGISTRATION AND TAXES. Cash on Delivery If this instrument is used in conjunction with the sale of a used **BALANCE** The information you see on the window form (BUYERS GUIDE) for this vehicle is part of this contract. Information on the window form overrides any contrary provisions in the contract sale. BUYER'S SIGNATURE

For and in consideration of the sum of \$_ vehicle, Model VIN# said title fee is free from encumbrances an debts, except \$ N/A due said vehicle is made part of this transaction with the net payoff figured into the total financeable balance: that I have a good right to sell and deliver the above vehicle, and that title and possession thereto I will warrant against the claims of all parties whatsoever, except as above stated. I further warrant that the block of said vehicle is not cracked, and if it is the repairs are to be made at my expense. I further warrant that the above traded vehicle has sustained no body damage and that engine and transmission performs as they did at time of appraisal. I further warrant that the frame of said vehicle has not been damaged and that said vehicle is structurally sound and street worthy. It is agreed and understood that no warranties of any kind or character, either expressed or implied, are made by you of and concerning the car to be delivered to me, other than the usual manufacturer's warranty. In the event this instrument is used in connection with the sale of used vehicle by Golf Mill Motor Sales, Inc., I understand there is no warranty either expressed or implied unless it is noted on the face of this order. The price quoted is for immediate delivery. If the price of either the vehicle or accessories should be changed by the manufacturer before the vehicle has been assigned to me, then this order shall be constructed as if the charged price was originally inserted herein or shall be annulled at my option. The above comprises the entire agreement pertaining to this purchase and no other agreement of any kind, verbal understanding or promise whatsoever will be recognized. This order is not valid unless signed and accepted by an official of the Company and approved by a responsible Finance Company as to any deferred balance.

DISCLAIMER OF WARRANTIES

The seller, Golf Mill Motor Sales, Inc., is not a co-warrantor on the new vehicle warranty provided by the vehicle manufacturer and hereby expressly disclaims all warranties either expressed une highlied, including any implied warranty of merchant-ability or fitness for a particular purpose, and Golf Mill Motor Sales, Inc. neither assumes nor authorizes/any other person to assume for it any liability in connection with the sale of this vehicle.

Buyer's Signature

Accepted - Golf Mill Motor Sales, Inc. by _

9401 N. Milwaukee Avenue · Niles, IL 60714

Tel: 847-470-9800 · Fax: 847-470-0980



Go Further ford.com

VEHICLE DESCRIPTION

2022 F350 SRW 4X4 REG CAB XL 142" WB STYLESIDE 6.2L EFI V-8 ENGINE 10-SPEED AUTOMATIC

NE G37321

EXTERIOR OXFORD WHITE MERIOR MEDIUM EARTH GRAY VINYL

PRICE INFORMATION

TOTAL OPTIONS/OTHER

DESTINATION & DELIVERY

TOTAL VEHICLE & OPTIONS/OTHER

BASE PRICE

STANDARD EQUIPMENT INCLUDED AT NO EXTRA CHARGE

EXTERIOR

- BOX RAIL/TAILGATE MOLDINGS
- DOOR HANDLES BLACK
- HEADLAMPS AUTOLAMP (ON/OFF)
- LOCKING REMOVABLE TAILGATE
- PICKUP BOX, TIE DOWN HOOKS
- -NA W/BOX DLT SPARE TIRE AND WHEEL LOCK
- -NA W/BOX DLT
- TOW HOOKS
- TRAILER SWAY CONTROL
- WIPERS-INTERMITTENT

INCLUDED ON THIS VEHICLE

OPTIONAL EQUIPMENT/OTHER

LT265/70R17E OWL ALL TERRAIN

3.73 ELECTRONIC-LOCKING AXLE

FRONT LICENSE PLATE BRACKET

POWER EQUIPMENT GROUP

PREFERRED EQUIPMENT PKG.610A

- AIR COND, MANUAL FRONT
- DRIVER SEAT-MANUAL LUMBAR
- OUTSIDE TEMP DISPLAY
- PARTICULATE AIR FILTER
- STEERING TILT/TELESCOPIC
- WHEEL WITH AUDIO
- VINYL SUN VISORS

FUNCTIONAL

- 4-WHEEL ANTILOCK BRAKE SYS
- FORDPASS™ CONNECT
- HILL START ASSIST JEWEL EFFECT HEADLAMPS
- MANUAL LOCKING HUBS
- MONO BEAM COIL SPRING FRT SUSPENSION W/STAB BAR
- MYKEY®
- REAR VIEW CAMERA NA W/BOX DLT

SAFETY/SECURITY

- ADVANCETRAC™ WITH RSC® AIRBAGS - SAFETY CANOPY®
- BELT-MINDER CHIME
- DRIVER/PASSENGER AIR BAGS SECURILOCK® ANTI-THEFT SYS
- SOS POST-CRASH ALERT SYS™

- · 3YR/36,000 BUMPER / BUMPER
- 5YR/60,000 POWERTRAIN
- 5YR/60,000 ROADSIDE ASSIST

(MSRP)

\$44,760.00

3,930.00

48.690.00

1,795.00

• 5YR/100,000 DIESEL ENGINE

(MSRP)

- NO CHARGE
 - 455.00 430,00
 - 1,100.00 625.00
- NO CHARGE

100.00

175.00 250.00

295.00

300.00

95.00

165.00

85.00

50.00

415.00

395.00

45.00

NO CHARGE 320.00 20.00

NO CHARGE

NO CHARGE

NO CHARGE

860 334

- 4G LTE WI-FI HOTSPOT REMOVAL
- 10000# GVWR PACKAGE ENGINE BLOCK HEATER

PLATFORM RUNNING BOARDS

50 STATE EMISSIONS

10-SPEED AUTOMATIC

PICKUP BOX DELETE

XL DECOR PACKAGE

- 110V/400W OUTLET SNOW PLOW PREP PACKAGE
- SPARE TIRE AND WHEEL
- TRAILER BRAKE CONTROLLER TELESCPNG TT MIRR-POWR/HTD SIG
- CENTER HIGH MOUNT STOP LAMP
- ROOF CLEARANCE LIGHTS
- JACK
- **UPFITTER SWITCHES**
- 240 AMP ALTERNATOR
- PAYLOAD DOWNGRADE PACKAGE ADVANCED SECURITY PACK REMOVAL REAR VIEW CAMERA & PREP KIT
- DAYTIME RUNNING LIGHTS
- XL VALUE PACKAGE CRUISE CONTROL
- Monroe Truck Equipment

Monroe

SHIP THROUGH

1051 W. 7th St. Monroe WI 53566

SHIP TO (IF OTHER THAN SOLD TO) Monroe Truck Equipment 628 W. 10 1/2 Street

86 334

RAMP TWO

RAMP ONE

RW73

ITEM #: 86-3448 O/T 59

FINAL ASSEMBLY PLANT

METHOD OF TRANSP.

KENTUCKY

This label is affixed pursuant to the Federal Automobile

RAIL

Information Disclosure Act. Gasoline, License, and Title Fees. State and Local taxes are not included. Dealer installed options or accessories are not included unless listed above.

TOTAL MSRP

FORD CREDIT

Whether you decide to lease or finance your vehicle, you'll find the choices that are right for you. See your dealer for details or visit www.ford.com/finance.

\$50,485.00

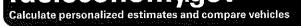
SPECIAL ORDER

NL101 N RB X 280 002707 11 10 22

EPA Fuel Economy and Environment

FUEL ECONOMY RATING REQUIRED ON THIS VE

fueleconomygov





(e.g., Ford

netwo

plan ful dealers Ford de

WARNING: Operating, servicing and maintaining a passenger vehicle, pickup truck, van, or o vehicle can expose you to chemicals including engine exhaust, carbon monoxide, phthalates, lead, which are known to the State of California to cause cancer and birth defects or other reproducti To minimize exposure, avoid breathing exhaust, do not idle the engine except as necessary, service vehicle in a well-ventilated area and wear gloves or wash your hands frequently when servicing your For more information go to www.P65Warnings.ca.gov/passenger-vehicle.

1FDBF3B63NEG37321



2022FORDSUPERDUTYF-250SC 4X4 #221599

VIN: 1FDBF3B63NEG37321

MSRP:

\$50,485.00

\$22,850.00

Additional Equipment Added
Monroe 98" S-Series
Steel Servicepro Body
8' SRW Service Body
48.5" Load Space
A60 Galyannealed Diamond Pla

A60 Galvannealed Diamond Plate Floor
18 GA Outer Door Skin, Double Panel

18 GA Outer Door Skin, Double Panel Stainless Steel Rotary Paddle Latches Nitrogen Gas Strut Holders 1 Shelf in each horizontal compartments LED Lights Rear Lights Recessed Pooched Bumper Stepmate Bumper System with handles 6 Year Warranty on Body 2.5" Receiver Tow Hitch OEM Back Up Camera

Options Total

\$22,850.00

Total:

\$73,335.00



GOLFMILLFORD.COM

Memorandum

To: Village President and Board of Trustees

From: Erika Storlie, Village Administrator

Subject: Village Code Update – RV's, Boats & Trailers

Date: August 7, 2023



Action Requested:

Village Board discussion and adoption of an ordinance amending Section 157 of the Village of East Dundee Village Code to provide additional regulations relating to the parking of RV's, boats and trailers in residential zoning districts. If adopted, this ordinance would take effect on November 1, 2023.

Summary:

The Village Board discussed several code enforcement proposals that would update the Village Code to add regulations to practices that are currently allowed. One of the proposals that the Village Board directed staff to bring back for possible adoption was the implementation of a regulation regarding the parking of RV's, boats and trailers on driveways in residential areas. The attached ordinance allows for the parking of these items on private driveways in residential areas overnight for up to 5 consecutive days, and for a total of 5 occasions per year (25 days total). Outside of these occasions, the equipment would need to stored elsewhere if the property owner did not have an enclosed area such as a garage to store the equipment in.

Additionally, the ordinance modifies the provision regarding the parking of commercial vehicles in residential areas to add the clarification of a "D" plate or above. This clarification preserves the Village Board's direction that "work trucks" used for business or commuting remain allowed in the residential area. The clarification excludes those trucks larger than a "standard" truck so that the larger "box trucks" are not allowed.

Lastly, there was an odd provision in the current code that allowed "Commercial Vehicles, Tow Trucks and Truck Tractors" to be parked in R-3 residential areas. Staff are not aware of the impetus for this or the history of it, but in order to not allow the "box trucks" referenced above, or semi tractor trailers, it is suggested that this section be removed.

Staff worked with the police department, the building department and the Village Attorney to craft the updates to this ordinance that capture the direction provided by the board. Other

topics discussed at the prior meeting but not implemented as of yet are still being vetted and will be brought forward at a later date.

Attachments:

Ordinance

ORDINANCE NUMBER 23-

AN ORDINANCE OF THE VILLAGE OF EAST DUNDEE, COOK AND KANE COUNTIES, ILLINOIS, AMENDING SECTION 157.091 OF THE VILLAGE OF EAST DUNDEE VILLAGE CODE REGARDING PARKING WITHIN CERTAIN ZONING DISTRICTS

WHEREAS, the Village of East Dundee ("Village") is a home rule unit of local government pursuant to Section 6 of Article VII of the Constitution of the State of Illinois, and has the authority to exercise any power and perform any function pertaining to its government and affairs; and

WHEREAS, the Village desires to amend Section 157.091 of the Village of East Dundee Village Code ("Village Code") to provide additional rules and regulations relating to parking within certain zoning districts; and

WHEREAS, the President and Board of Trustees have determined it to be in the best interest of the Village to amend the Village Code to allow for the parking of recreational vehicles and other large vehicles in residential districts during certain timeframes; and

NOW THEREFORE BE IT ORDAINED BY THE VILLAGE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF EAST DUNDEE, COOK AND KANE COUNTIES, ILLINOIS, AS FOLLOWS:

SECTION 1: Incorporation. That the recitals above shall be and are hereby incorporated as Section 1 as if restated herein.

SECTION 2: Amendments. Section 157.091 of the Village Code is amended as set forth in **Exhibit A**, attached hereto and incorporated herewith.

SECTION 3: **Continuation**. That all provisions of the Village Code not amended herein shall remain in full force and effect.

SECTION 4: **Severability**. That if any Section, paragraph or provision of this Ordinance shall be held to be invalid and unenforceable for any reason, the invalidity or unenforceability of such Section, paragraph or provision shall not affect any of the remaining provisions of this Ordinance.

SECTION 5: **Repeal**. That all ordinances, resolutions, motions or parts thereof in conflict with this Ordinance shall be hereby repealed.

<u>SECTION 6</u>: Effect. That this Ordinance shall be in full force effect as of **November 1, 2023.**

| PASSED thisday of follows: | 2023 pursuant to a roll call vote as | |
|-----------------------------------|--------------------------------------|--|
| AYES: | | |
| | | |
| | | |
| | of2023. | |
| ATTEST: | Jeffrey Lynam, Village President | |
| Katherine Diehl, Village Clerk | | |

EXHIBIT A

That the Village Code is hereby amended as follows, with additions <u>underlined and</u> <u>bolded</u> and deletions <u>struck through</u>:

§ 157.091 PARKING WITHIN CERTAIN ZONING DISTRICTS.

(A) For the purpose of this section, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

ANTIQUE VEHICLE. A motor vehicle that is more than 25 years of age or a bona fide replica thereof and which is driven on the highways only going to and returning from and antique auto show or exhibition, or for servicing or demonstration, or as firefighting vehicle more than 20 years old which is not used as firefighting equipment, but is used only for the purpose of exhibition or demonstration.

BOAT. Any device (including jet skis and personal water craft devices) used or capable of being used for navigation on water.

BOAT TRAILER. Every vehicle designed or utilized for the transportation of any boat, without motive power, designed for being drawn by another vehicle.

BUS. Every motor vehicle designed for carrying more than ten passengers and used for the transportation of persons; and every motor vehicle, other than a taxicab, designed and used for the transportation of persons for compensation.

CAMPER. A recreational motor vehicle of the Second Division converted or equipped and primarily used for living quarters or for human habitation, rather than for the transportation of freight, goods, wares and merchandise and not used as a commercial vehicle.

CAMPING TRAILER. A trailer, not used commercially, constructed with partial side walls which fold for towing and unfold to provide temporary living quarters for recreational camping or travel use and of a size or weight not requiring an over-dimension permit when towed on a highway.

COMMUTER VAN. A motor vehicle having a capacity of 12 to 15 persons owned or leased by a company or an employee organization and operated on a non-profit basis with the primary purpose of transporting employees of the company between the employees' home and the company's place of business or public transportation station and in which the operating, administrative, maintenance and reasonable depreciation costs are paid principally by the persons utilizing the van.

EXPLOSIVES. Any chemical compound or mechanical mixture that is commonly used or intended for the purpose of producing an explosion and which contains any oxidizing and combustive units or other ingredients in such proportions, quantities or packing that an ignition by fire, by friction, by concussion, by percussion or by detonator of any part of the compound or mixture may cause such a sudden generation of highly

heated gases that the resultant gaseous pressures are capable of producing destructive effects on contiguous object or of destroying life or limbs.

FLAMMABLE LIQUID. Any liquid which has a flash point of 70°F or less, as determined by a tagliabue or equivalent closed-cup test device.

HOUSE CAR. A recreational motor vehicle of the First Division converted or equipped and primarily used for living quarters or for human habitation, rather than as a passenger car and not used as a commercial vehicle.

HOUSE-TRAILER.

- (a) A recreational trailer or semitrailer equipped and used for living quarters or for human habitation, temporarily or permanently, rather than for the transportation of freight, goods, wares and merchandise; or
- (b) A house trailer or a semitrailer which is used commercially, temporarily or permanently, that is, for the advertising, sales, display or promotion of merchandise or services, or for any other commercial purpose, except the transportation of property for hire or the transportation of property for distribution by a private carrier.

MOTOR HOME, MINI MOTOR HOME or VAN. A self- contained motor vehicle, not used commercially, designed or permanently converted to provide living quarters for recreational, camping or travel use, with direct walk through access to the living quarters form the driver's seat.

MOTOR VEHICLE. Every vehicle which is self-propelled and every vehicle which is propelled by electric power obtained form overhead trolley wires, but not operated upon rails. For this chapter, MOTOR VEHICLES are divided into two divisions:

- (a) FIRST DIVISION. Those motor vehicles which are designed for the carrying of not more than ten persons.
- (b) SECOND DIVISION. Those motor vehicles which are designed for carrying more than ten persons, those designed for living quarter and those motor vehicles which are designed for pulling or carrying freight or cargo, and those motor vehicles of the First Division remodeled for use and used as motor vehicles of the Second Division.

MULTI-PURPOSE PASSENGER VEHICLE. A passenger carrying vehicle which is constructed either on a truck chassis or with special features for occasional off-road operation.

NON-COMMERCIAL VEHICLE. Any vehicle that is not a commercial vehicle.

OWNER. A person who holds legal title of a motor vehicle, or in the event a motor vehicle is the subject of an agreement for the conditional sale or lease thereof with the right of purchase upon performance of the conditions stated in the agreement and with an immediate right of possession vested in the conditional vendee or lessee, or in the event a mortgagor of the motor vehicle is entitled to possession, then the conditional vendee or lessee or mortgagor shall be deemed the owner for the purpose of this chapter.

PARK or PARKING. Standing of a vehicle whether occupied or not, and whether with motor running or not, otherwise than when temporarily and actually engaged in loading or unloading merchandise or passengers.

PASSENGER VEHICLE. A motor vehicle of the First Division including a multipurpose passenger vehicle, that is designed for carrying not more than ten persons.

POLE TRAILER. Every vehicle without motive power designed to be drawn by another vehicle and attached to the towing vehicle by means of a reach or pole, or by being boomed or otherwise secured to the towing vehicle, and ordinarily used for transporting long or irregularly shaped loads such as poles, pipes or structural members capable, generally, of sustaining themselves as beams between the supporting connections.

PRIVATE LIVING COACH. A recreational motor vehicle of the Second Division equipped and primarily used for living quarters, human habitation or for mobile living, rather than for the transportation of persons, with direct access to the living quarters from the driver's seat and not used as a commercial vehicle.

RECREATIONAL VEHICLE. Every vehicle originally designed or permanently converted

and primarily used for living quarters or for human habitation and not used as a commercial vehicle, including any house car, house trailer, camper or private living coach.

ROAD TRACTOR. Every motor vehicle designed and used for drawing other vehicles and not so constructed as to carry any load thereon either independently or any part of the weight of a vehicle or load so drawn.

SEMITRAILER. Every vehicle without motive power, other than a pole trailer, designed for carrying persons or property and for being drawn by a motor vehicle and so construed that some part of its weight and that of its load rests upon or is carried by another vehicle.

TOW TRUCK. Every truck designed or altered and equipped for and used to push, tow, carry or draw disabled vehicles by means of a crane, hoist, towbar, towline or auxiliary axle and to render assistance to disable vehicles.

TRAILER. Every vehicle without motive power in operation, other than a pole trailer, designed for carrying persons or property and for being drawn by a motor vehicle and so constructed that no part of its weight rests upon the towing vehicle.

TRAVEL TRAILER. A trailer, not used commercially, designed to provide living quarters, for recreational, camping or travel use and of a size or weight not requiring an over-dimension permit when towed on a highway.

TRUCK. Every motor vehicle designed, used or maintained primarily for the transportation of property.

TRUCK CAMPER. A truck, not used commercially, when equipped with a portable unit designed to be loaded onto the bed which is construed to provide temporary living quarters for recreational, travel or camping use.

TRUCK TRACTOR. Every motor vehicle designed and used primarily for drawing other vehicles and not so constructed as to carry a load other than a part of the weight of the vehicle and load so drawn.

TRUCKSTER. Every motor vehicle or motorcycle with three wheels designed, used or maintained primarily for the transportation of property.

VEHICLE. Every device, in, upon or by which any person or property is or may be transported or drawn upon a highway, except devices moved by human power, devices used exclusively upon stationary rails or tracks and snowmobiles as defined in the Snowmobile Registration and Safety Act.

- (B) (1) Prohibited parking.
- (a) Parking of any of the following designated vehicles upon any **<u>parking</u>** lot, **<u>driveway or parking area</u>** in **<u>a</u>** residential district is prohibited:
 - 1. Buses;
- 2. Commercial vehicles, over three-fourths ton capacity; <u>with a "D" plate or above</u>;
 - 3. Commuter vans;
 - 4. Pole trailers:
 - 5. Road tractors;
 - 6. Tow trucks; and
 - 7. Truck tractors.
- (b) Notwithstanding the foregoing, within the R-3 district, no more than one of the following vehicles may be parked on any lot:
 - 1. Commercial vehicles, up to and including one ton capacity;
 - 2. Tow-trucks; and
 - 3. Truck tractors.
 - (2) Restricted parking.
- (a) Parking of any of the following vehicles upon any <u>unenclosed parking</u> lot, <u>driveway or parking area in a residential district is permitted, provided:</u>
- 1. No more than two vehicles are parked on any one <u>unenclosed parking</u> lot, <u>driveway or parking area</u> within the district; and

- 2. No portion of the <u>any of the following designated</u> vehicle<u>s</u> shall: (a) be <u>parked in an unenclosed parking lot, driveway or parking area longer than up to 5 consecutive days/not more than 5 occasions per year; and (b) extend closer than 15 feet from the nearest edge of pavement of any street or three feet from the nearest edge of any public sidewalk, whichever is furthest from the street line:</u>
 - a. Antique vehicles;
 - b. Camping trailers Boats;
 - c. Commercial vehicles, including and under three-fourths ton capacity; **Boat** trailers;
 - d. House cars; Camping trailers;
 - e. House trailers:
 - f. Motor home, mini motor homes and van campers; House cars:
 - g. Private living coaches; House trailers;
 - h. Recreational vehicles; Motor home, mini motor homes and van

campers;

- i. Semi trailers; Private living coaches;
- j. Travel trailers; Recreational vehicles:
- k. Truck campers; Semi trailers;
- I. Truck campers; Travel trailers;
- m. Truck campers:
- n. Trailers.
- $(b\underline{c})$ The following language shall not be construed to permit parking of any commercial vehicle in a residential district, except as set forth above.
- (3) Living use. The use of a recreational vehicle, commuter van, bus, semitrailer, private living coach, house car or camper as an accessory building or for human habitation upon any lot is prohibited, except where permitted as a special use.
- (4) Permitted parking limited. The parking of more than four permitted motor vehicles on any **parking** lot, **driveway or parking area** outside of a garage of similar enclosure is prohibited.
- (5) Front yard parking. Parking in the required front yard of any <u>parking</u> lot, <u>driveway or parking area</u> shall be limited to an area prepared with an impervious surface or graded crushed stone with a width no greater than 30% of the lot width at the front building line. This provision in no way supercedes any other section of the municipal code or building code with regard to required driveways and where there is a conflict the more restrictive ordinance applies.

| (6) Explosive. Notwithstanding anything herein to the contrary, the storage of explosives within or upon any vehicle for which parking is permitted under division (B)(2) above is strictly prohibited. | |
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Memorandum

To: Village President and Board of Trustees

From: Chris Ranieri, Building Inspector

Subject: Code Enforcement Proposal Options

Date: August 7, 2023

Action Requested:

Staff request Village Board direction in response to a proposal to partner with the Village of West Dundee to provide Code Enforcement services to the Village of East Dundee.

Summary:

The village's current practice on Property Maintenance Code Enforcement is limited to responding to complaint-based violations and violations that are witnessed by Village staff. This results in approximately 3 notices of violation being issued per month.

Last fall during the Village Board discussion regarding potential property maintenance code updates, the level of code enforcement throughout the Village was also discussed. The Village Board at that time expressed a desire to have staff investigate a small expansion of property maintenance enforcement services above the current capacity of existing staff.

In discussions with the West Dundee Village Manager, a proposal was provided to the Village to share a part-time Code Enforcement Officer. That proposal is attached to this memo and provides for the Village to enter into an Intergovernmental Agreement (IGA) with the Village of West Dundee and share in a portion of the cost of a proposed West Dundee employee at a rate of \$50.00 per hour. This option would allow for one day per week (8 hours) of code enforcement services. Additionally, the Village would have access to West Dundee's software that would track code violations.

Staff also requested a similar proposal from B&F Code Services. The Village can contract with B & F Code Services on an as needed basis for \$70.00 per hour. This option allows the flexibility to increase or decrease the funding the village will need based on current conditions, and the contract can be cancelled by the Village at any time. In the scenario where the average of 8 hours per month would be utilized, the total annual budget cost would be \$6,720. If the once per week scenario is preferred, the annual cost would be \$29,120.



Attachments:

Proposal – Village of West Dundee

Proposal – B&F Code Services



TO:

Joseph A. Cavallaro, Village Manager

FROM:

Thomas Moszczynski, Community Development Director and Building Official

DATE:

05/25/2023

SUBJECT:

Additional Code Enforcement Staffing

The Community Development Department's staffing for code enforcement is currently one part-time employee. This individual works Monday through Wednesday and every other Thursday. This leaves a gap in code enforcement coverage on Fridays and every other Thursday.

Additionally, the Village of East Dundee has expressed an interest in instituting a code enforcement program within their Village. They are exploring the possibility of an intergovernmental agreement for shared code enforcement with a surrounding municipality. Their initial goal would be to have code enforcement coverage in their Village one day a week.

A beneficial solution to adding coverage to the Village of West Dundee's code enforcement and instituting a code enforcement program within the Village of East Dundee would be to add staffing to the Village of West Dundee's Community Development Department with an additional part time code enforcement officer. An IGA could be drafted with East Dundee to provide code enforcement within their Village without having to hire additional personnel or adding vehicles or equipment.

The new part-time position could be under 1000 hours annually and average 20 hours a week. Ideally this person could work one full day a week dedicated to East Dundee, another dedicated day to West Dundee, and a half day a week to process paperwork.

This position could utilize a West Dundee vehicle, equipment and technology that can relieve a burden off of East Dundee in providing those items and their associated expenses. Currently the Village of West Dundee's Community Development Department has two vehicles with only one being used primarily on a part time basis. Our Village is also implementing a new permit and code enforcement tracking software that would be more than capable of supporting the needs of both Village's code enforcement programs. The new expense of the software could be shared by both municipalities under the IGA agreement.

Obviously, direction would be needed from East Dundee on the methodology of code enforcement their Village is looking for and the type of code enforcement that would be implemented. I believe the current modus operandi of code enforcement in West Dundee would integrate well within the Village of East Dundee. Our towns are similar in geographic size, housing stock and downtown area. This is important as code enforcement and property maintenance violations sometimes take tact and discretion. Currently we emphasize a complaint based approach.

A general outline for the IGA between West Dundee and East Dundee would include:

 One 8-hour day a week of code enforcement that would address concerns brought forth from East Dundee staff and relayed to West Dundee staff for direction. This time would cover any Memo: Additional Code Enforcement Staffing May 25, 2023 Page 2

necessary field work, paperwork, and communication between East Dundee staff and residents.

- West Dundee would provide a vehicle and the necessary technology/software needed. This
 would include a cloud based software that would track activities and communications
 between staff and residents. A separate login could be provided to East Dundee staff in
 order to look up complaints and activities. If the IGA were ever dissolved, the data would be
 exported and provided to East Dundee.
- An hourly rate could be established around \$50/hr to cover salary, benefits, and equipment. The \$50/hr would cover expenses that would include a base salary of ~\$25/hr, benefits and taxes that amount to ~\$10/hr and the remaining \$15/hr would help offset vehicle maintenance and fuel. Currently the Village of West Dundee's annual software obligation is ~\$30,000 annually and the extra \$15/hr left over after covering salary and taxes would be approximately \$6,000 annually which is around 1/5th the software expense plus the vehicle expenses.

An additional benefit to East Dundee is not burdening existing staff from Administration, Community Development or the Police Department with the nuisances of code violations and navigating the path to compliance. Staff at West Dundee already have procedures and experience with achieving the goal of code compliance while maintaining a positive relationship with residents and community stake holders. This is something that is difficult to attach a monetary figure to.

West Dundee's Community Development Department staff currently has a combined 37 years of code enforcement experience with a potential candidate for the new part time position that has an additional 11 years of code enforcement and code enforcement training/consulting experience (attached is a resume for the potential candidate). I believe adding this candidate to West Dundee's staff and an IGA with East Dundee for code enforcement would be a beneficial path that could assist East Dundee with property maintenance issues without the expense of additional vehicles, equipment and technology, all while helping West Dundee offset some of those same expenses which are already existing.



August 31, 2022

Chris Ranieri
Building Inspector
Village of East Dundee
120 Barrington Avenue
East Dundee, Illinois 60118

Thank you for the opportunity to present a proposal for the Village of East Dundee. With over 30 years of experience, we are pleased to provide a Code Enforcement Inspector proposal.

If you have any questions please give me a call at 847-428-7010. Submitted,

John A. Schuldt
John A. Schuldt
Administrative Supervisor

B & F Construction Code Services, Inc. Code Enforcement Inspections for the Village of East Dundee August 31, 2022

Page 2 of 4

PROFESSIONAL SERVICES

Statement of Qualifications

B & F Construction Code Services, Inc. is a full service organization that provides building and fire protection plan review, inspections and training services. All technical personnel are qualified to provide the services as described and requested.

We currently perform property maintenance inspections for the communities of West Chicago, Wauconda, Markham, Harvey, Kirkland, Kingston, Davis Junction, and others.

Included in these are inspections pertaining to property maintenance, rental property inspections and real estate transfer inspections.

The various inspections can be provided based on your needs. They can be complaint driven, scheduled or sweep style inspections to assigned districts.

The inspector can utilize a tablet and send a copy of the inspection report to the Village and the property owner or other designated contact. If preferred paper forms could be utilized instead. The inspector's report will be used for the required follow up inspection to ensure compliance. All procedures for time frame and enforcement activities will be as directed by the Village of East Dundee. This can include follow up inspections and attending court as required.

The time per week shall be as determined by the Village of East Dundee. This can be scheduled days per week or responding to complaints or a combination of both.

The inspectors shall have proper inspection equipment to conduct inspections as required. Equipment shall include a clipboard, flashlight, tape measure, thermometer and other equipment as determined to provide a quality inspection. Inspectors shall also have appropriate Personal Protection Equipment (PPE). The inspector shall wear a B & F Construction Code Services, Inc. issued uniform. The inspector shall operate a B & F Construction Code Services, Inc. company vehicle to conduct inspections.

Schedule to Perform Services

To be determined. Inspections are scheduled via the Village of East Dundee. Inspections may be conducted between the hours of 9:00 a.m. and 4:00 p.m., Monday thru Friday, excluding holidays as agreed.

The inspector will perform all aspects of property maintenance from the inquiry, occupant/owner contact, investigation, photographing, issuance of Notice of Violation, status inspections to verify compliance, documentation for Adjudication or other means of enforcement. The inspector will also conduct court prep, which involves a visit to the

B & F Construction Code Services, Inc. Code Enforcement Inspections for the Village of East Dundee August 31, 2022

Page **3** of **4**

property and obtain photographic evidence of status of violation and attend adjudication/other court hearings.

Costs for Services

Inspections/office work, Court Prep, Court: \$70.00 per hour.

Travel to and from East Dundee: (min. 15 minutes per day, per inspector at hourly rate)

Tablet Set-up for East Dundee: \$150.00

Any requested modification to tablet form once established: \$70.00 per hour

Invoicing will be done on a monthly basis with a detailed report of services provided.

Point of Contact

John A. Schuldt, Administrative Supervisor

Telephone: (847) 428-7010 E-Mail: jschuldt@bfccs.org

All of the B & F Construction Code Services, Inc. employees are covered by the following:

- A. Workers Compensation Insurance;
- B. General Liability Insurance; and
- C. Professional Liability Insurance.

A Certificate of Insurance can be provided by request.

The Village of East Dundee shall agree not to attempt to hire any of B & F Construction Code Services, Inc. officers, employees, agents, or consultants for a period of one (1) year after the individual is no longer employed by B & F Construction Code Services, Inc.

| Accepted By | |
|--------------|--|
| Please Print | |
| Title | |
| Date | |

B & F Construction Code Services, Inc. Code Enforcement Inspections for the Village of East Dundee August 31, 2022

Page 4 of 4

| B & F Construction Code Services, Inc. | | | | |
|--|--|--|--|--|
| Accepted By | | | | |
| Please Print | | | | |
| Title | | | | |
| Date | | | | |

Memorandum

To: Village President and Board of Trustees

From: Franco Bottalico, Assistant to the Village Administrator

Subject: Noise Ordinance Amendment – Cont'd from Village Board Meeting 7/17/2023

Date: August 7, 2023

Action Requested:

Staff recommends Village Board approval of an ordinance amending Village Code Section 93.11, Noise, to after 11: 00 p.m. or midnight on Fridays and Saturdays, depending on which ordinance the Village Board selects to adopt at this meeting, in addition to repealing Section E. Updating this ordinance will keep the prohibited noise times and dates consistent within the section, and to clean up various language within the section and match Village current practices.

Summary:

At the July 17, 2023 Village Board meeting, the Village Board directed staff to revisit the draft ordinance regarding the hours of noise prohibited and to explore what the municipal codes state for the Villages of West Dundee and Carpentersville. Although the languages of our surrounding communities are not completely apples-to-apples, the comparison serves as a good benchmark.

Carpentersville's Section 8.16.040(A), Amplified Sounds – Residential Properties, states:

A. Amplified Sound—Residential Properties.

- 1. No person shall cause, allow or permit the operation of any sound amplification device between the hours of 10:00 p.m. and 7:00 a.m. daily, which is plainly audible for a period of one minute or longer on any residential property at a distance of twenty-five (25) feet or more when measured from the source property line or, when the source is generated from public property when measured from the source location.
- 2. No person shall cause, allow or permit the operation of any sound amplification device between the hours of 7:00 a.m. and 10:00 p.m. daily, which is plainly audible for a period of one minute or longer on any residential property at a distance of seventy-five (75) feet or more when measured from the source

property line, or, when the source is generated from public property when measured from the source location.

3. The owners and tenants of residential property shall be jointly and severally responsible for compliance with this subsection A.

West Dundee's Section 6-5-3, Audio, Musical, and Similar Equipment, states:

A. It is unlawful to play, use, operate, or permit to be played or operated, in any building or on any public or private premises any radio, phonograph, microphone, musical instrument, television, loudspeaker, sound amplifier, or similar equipment in such a manner as to disturb the peace, quiet, comfort of neighboring residents except in conjunction with a village permitted special event or block party.

- B. The operation of any radio, phonograph, microphone, musical instrument, television, loudspeaker, sound amplifier, or similar equipment between the hours of eleven o'clock (11:00) P.M. and seven o'clock (7:00) A.M. in such a manner as to be plainly audible at a distance of fifty feet (50') from the location of such set, instrument, or device, shall be prima facie evidence of a violation of this section.
- C. No person shall cause or permit to be emanated or emitted from any such device any lewd, obscene, profane, or indecent language or sounds, or any false representation of any matter, product or project advertised thereby, the sale of which is prohibited by law, ordinance, or statute.
- D. It is prohibited to play, use, operate or permit to be played, used, or operated any radio, television, musical instrument, phonograph, loudspeaker, sound amplifier, or similar equipment for producing sound which is audible upon the public streets of the village for the purpose of commercial advertising or of attracting the attention of the public to any building or structure except when a permit has been first procured from the village manager as required by this code.

With regards to the Board's concern of the ordinance impacting certain restaurants, the Board recently passed <u>Ordinance 23-23 found here</u>, that requires brew pubs, restaurants, and taverns with live entertainment to require a special use permit where conditions on hours of operation and frequency can be included by the Board. The Planning and Zoning & Historic Commission will discuss and a Village-wide recommendation for these special use permits at its upcoming meeting, which will then come forward to the Village Board for review and approval.

With regards to Section 93.11, the police department and staff recommend adopting the ordinance with the 11:00 p.m. end time and repeal of Section E, and commencing the new ordinance on January 1, 2024 to provide enough time for public education and communications. Staff also notes that this Section of the East Dundee Municipal Code is a Village-wide ordinance.

Attachments:

Option 1 - Ordinance - 11:00 p.m. and repeal

Option 2 - Ordinance - Midnight and repeal

ORDINANCE NUMBER 23-____

AN ORDINANCE OF THE VILLAGE OF EAST DUNDEE, COOK AND KANE COUNTIES, ILLINOIS, AMENDING VILLAGE CODE SECTION 93.11, NOISE, TO KEEP THE PROHIBITED NOISE TIMES AND DATES CONSISTENT WITHIN THE SECTION AND TO MATCH VILLAGE PRACTICES

WHEREAS, the Village of East Dundee ("Village") is a home rule unit of local government pursuant to Section 6 of Article VII of the Constitution of the State of Illinois, and has the authority to exercise any power and perform any function pertaining to its government and affairs; and

WHEREAS, the Village desires to amend the Village of East Dundee Village Code ("Village Code") to provide rules and regulations relating to its noise ordinance; and

WHEREAS, the Village desires to keep the prohibited noise times consistent in both Sections 93.11(B)(3)(b)(1) and 93.11(E)(2); and

WHEREAS, the Village desires to add an amendment to Section 93.11(D) to match current Village practices regarding special use permit ordinances; and

WHEREAS, the President and Board of Trustees have determined it to be in the best interest of the Village to amend the Village Code; and

NOW THEREFORE BE IT ORDAINED BY THE VILLAGE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF EAST DUNDEE, COOK AND KANE COUNTIES, ILLINOIS, AS FOLLOWS:

SECTION 1: **Incorporation**. That the recitals above shall be and are hereby incorporated as Section 1 as if restated herein.

SECTION 2: **Amendments**. That the Village Code is hereby amended as follows, with additions underlined and deletions struck through:

AMENDMENT ONE:

Section 93.11(B)(3) of the Village Code, entitled "Noise; Prohibited noises; Audio, musical, and similar equipment" is hereby amended as follows:

Section 93.11 NOISE.

* * *

(B) Prohibited noises.

* * *

- (3) Audio, musical, and similar equipment.
- (a) It is unlawful to play, use, operate, or permit to be played or operated, in any building or on any public or private premises any radio, phonograph, microphone, musical instrument, television, loudspeaker,

sound amplifier, or similar equipment in such a manner as to disturb the peace, quiet, or comfort of neighboring residents, except <u>as described</u> in conjunction with a village-permitted special event, <u>permit</u>, or block party.

- (b) 1. In all zoning districts, the operation of any radio, phonograph, microphone, musical instrument, television, loudspeaker, sound amplifier, commercial music amplification or reproduction equipment or similar equipment between the hours of 10:30 p.m. and 7:00 a.m. Sunday through Thursday, and between the hours of midnight 11:00 p.m. and 7:00 a.m. Friday and Saturday, in such a manner as to be plainly audible more than 50 feet beyond the property line of the premises from which the noise is emanating, shall be *prima facie* evidence of a violation of this section.
- 2. For the purposes of this section, PLAINLY AUDIBLE means any sound which clearly can be heard, by unimpaired auditory senses based upon a direct line of sight of 50 feet or more. However, words or phrases need not be discernable. The detection of the rhythmic bass component of the music is sufficient to constitute a plainly audible sound.
- (c) No person shall cause or permit to be emanated or emitted from any such device any lewd, obscene, profane, or indecent language or sounds, or any false representation of any matter, product, or project advertised thereby, the sale of which is prohibited by law, ordinance, or statute.
- (d) It is prohibited to play, use, operate, or permit to be played, used, or operated any radio, television, musical instrument, phonograph, loudspeaker, sound amplifier, or similar equipment for producing sound which is audible upon the public streets of the village for the purpose of commercial advertising or of attracting the attention of the public to any building or structure except when a permit has been first procured from the Village Administrator as required by this code.

AMENDMENT TWO:

Section 93.11(D) of the Village Code, entitled "Noise; Application for special permit" is hereby amended as follows:

Section 93.11 NOISE.

* * *

- (D) Application for special permit.
- (1) Applications for a special permit for relief from the noise restrictions designated in this section on the basis of undue hardship may be made to the Village Administrator or by a special use permit ordinance by the Village Board of Trustees. Any permit granted hereunder shall contain all

conditions upon which the permit has been granted and shall specify a reasonable time that the permit shall be effective.

- (2) Permit issuance shall be provided if the following conditions are found:
- (a) The additional time is necessary for the applicant to alter or modify his or her activity or operation to comply with this section; or
- (b) The activity, operation, or noise source will be of temporary duration and cannot be done in a manner that would comply with other divisions of this section; or

(c) The Village Board of Trustees has issued a special use permit with the conditions granted to the property owner; or

- (c) (d) No other reasonable alternative is available to the applicant.
- (3) The Village Administrator or Village Board of Trustees may prescribe any conditions or requirements he or she they deem necessary to minimize the adverse effects upon the community or the surrounding community or the surrounding neighborhood.

AMENDMENT THREE:

Section 93.11 of the Village Code, entitled "Noise; Prohibited noises" is hereby amended by removing Section 93.11(E) in its entirety as follows:

Section 93.11 NOISE.

* * *

(E) Prohibited noises.

- (1) Noise measurement. Sound level measurements for this division (E) shall be made with a properly calibrated sound level meter Type 2 or better using the A-weighted network in accordance and conforming with the noise measurement standards, promulgated by the American National Standards Institute and Testing Procedures (ANSI) for measurement of sound levels on an averaged A-weighted sound pressure level which is exceeded 10% of the time in any measurement period designated as dBA.
- (2) Noise limitation. No person or business shall cause, allow or permit the emission of sound within the village that exceeds 65 dBA, except between 6:00 p.m. and 11:00 p.m. on Friday and Saturday that exceeds 75dBA, when measured 25 feet or more from the property line of private property or noise source if not on private property.

SECTION 3: **Continuation**. That all provisions of the Village Code not amended herein shall remain in full force and effect.

SECTION 4: **Severability**. That if any Section, paragraph or provision of this Ordinance shall be held to be invalid and unenforceable for any reason, the invalidity or unenforceability of such Section, paragraph or provision shall not affect any of the remaining provisions of this Ordinance.

SECTION 5: Repeal. That all ordinances, resolutions, motions or parts thereof in conflict with this Ordinance shall be hereby repealed.

SECTION 6: Effect. Upon its adoption, approval and publication in pamphlet form as provided by law, this ordinance shall be in full force commencing January 1, 2024.

| PASSED thisday of follows: | 2023 pursuant to a roll call vote as |
|--------------------------------------|--------------------------------------|
| AYES: | |
| NAYES: | |
| | |
| | of2023. |
| ATTEST: | Jeffrey Lynam, Village President |
| Katherine Diehl, Village Clerk | _ |

ORDINANCE NUMBER 23-____

AN ORDINANCE OF THE VILLAGE OF EAST DUNDEE, COOK AND KANE COUNTIES, ILLINOIS, AMENDING VILLAGE CODE SECTION 93.11, NOISE, TO KEEP THE PROHIBITED NOISE TIMES AND DATES CONSISTENT WITHIN THE SECTION AND TO MATCH VILLAGE PRACTICES

WHEREAS, the Village of East Dundee ("Village") is a home rule unit of local government pursuant to Section 6 of Article VII of the Constitution of the State of Illinois, and has the authority to exercise any power and perform any function pertaining to its government and affairs; and

WHEREAS, the Village desires to amend the Village of East Dundee Village Code ("Village Code") to provide rules and regulations relating to its noise ordinance; and

WHEREAS, the Village desires to keep the prohibited noise times consistent in both Sections 93.11(B)(3)(b)(1) and 93.11(E)(2); and

WHEREAS, the Village desires to add an amendment to Section 93.11(D) to match current Village practices regarding special use permit ordinances; and

WHEREAS, the President and Board of Trustees have determined it to be in the best interest of the Village to amend the Village Code; and

NOW THEREFORE BE IT ORDAINED BY THE VILLAGE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF EAST DUNDEE, COOK AND KANE COUNTIES, ILLINOIS, AS FOLLOWS:

SECTION 1: **Incorporation**. That the recitals above shall be and are hereby incorporated as Section 1 as if restated herein.

SECTION 2: **Amendments**. That the Village Code is hereby amended as follows, with additions underlined and deletions struck through:

AMENDMENT ONE:

Section 93.11(D) of the Village Code, entitled "Noise; Application for special permit" is hereby amended as follows:

Section 93.11 NOISE.

* * *

- (D) Application for special permit.
- (1) Applications for a special permit for relief from the noise restrictions designated in this section on the basis of undue hardship may be made to the Village Administrator or by a special use permit ordinance by the Village Board of Trustees. Any permit granted hereunder shall contain all conditions upon which the permit has been granted and shall specify a reasonable time that the permit shall be effective.

- (2) Permit issuance shall be provided if the following conditions are found:
- (a) The additional time is necessary for the applicant to alter or modify his or her activity or operation to comply with this section; or
- (b) The activity, operation, or noise source will be of temporary duration and cannot be done in a manner that would comply with other divisions of this section; or

(c) The Village Board of Trustees has issued a special use permit with the conditions granted to the property owner; or

- (c) (d) No other reasonable alternative is available to the applicant.
- (3) The Village Administrator <u>or Village Board of Trustees</u> may prescribe any conditions or requirements he or she <u>they</u> deem necessary to minimize the adverse effects upon the community or the surrounding community or the surrounding neighborhood.

AMENDMENT TWO:

Section 93.11 of the Village Code, entitled "Noise; Prohibited noises" is hereby amended by removing Section 93.11(E) in its entirety as follows:

Section 93.11 NOISE.

* * *

(E) Prohibited noises.

- (1) Noise measurement. Sound level measurements for this division (E) shall be made with a properly calibrated sound level meter Type 2 or better using the A-weighted network in accordance and conforming with the noise measurement standards, promulgated by the American National Standards Institute and Testing Procedures (ANSI) for measurement of sound levels on an averaged A-weighted sound pressure level which is exceeded 10% of the time in any measurement period designated as dBA.
- (2) Noise limitation. No person or business shall cause, allow or permit the emission of sound within the village that exceeds 65 dBA, except between 6:00 p.m. and 11:00 p.m. on Friday and Saturday that exceeds 75dBA, when measured 25 feet or more from the property line of private property or noise source if not on private property.

SECTION 3: **Continuation**. That all provisions of the Village Code not amended herein shall remain in full force and effect.

SECTION 4: Severability. That if any Section, paragraph or provision of this Ordinance shall be held to be invalid and unenforceable for any reason, the invalidity or

unenforceability of such Section, paragraph or provision shall not affect any of the remaining provisions of this Ordinance.

SECTION 5: **Repeal**. That all ordinances, resolutions, motions or parts thereof in conflict with this Ordinance shall be hereby repealed.

SECTION 6: Effect. Upon its adoption, approval and publication in pamphlet form as provided by law, this ordinance shall be in full force commencing January 1, 2024.

| PASSED thisfollows: | day of | 2023 p | oursuant to a roll call vote as |
|------------------------|-----------|----------------------|---------------------------------|
| AYES: | | | |
| | | | |
| | | | |
| | | of | |
| ATTEST: | | Jeffrey Lynam, Villa | ge President |
| Katherine Diehl, Villa | age Clerk | | |