



**NORTH AURORA VILLAGE BOARD MEETING
MONDAY, DECEMBER 2, 2019 – 7:00 P.M.
NORTH AURORA VILLAGE HALL - 25 E. STATE ST.**

AGENDA

CALL TO ORDER - SILENT PRAYER - MEDITATION – PLEDGE OF ALLEGIANCE

ROLL CALL

PUBLIC HEARINGS

1. Truth in Taxation for 2019 Property Tax Levy
2. Hearing on Property Tax Levy Increase greater than 5% for the Timber Oaks Special Service Area #8
3. Hearing on Property Tax Levy Increase greater than 5% the North Towne Centre Special Service Area #32

AUDIENCE COMMENTS

TRUSTEE COMMENTS

CONSENT AGENDA

1. Village Board Minutes dated 11/18/2019; Committee of the Whole Minutes dated 11/18/2019
2. Travel and Expenses for Business Purposes in the Amount of \$35.00
3. Bills List Dated 12/02/2019 in the Amount of \$204,266.87
4. Executive Session Minutes dated 11/18/2019
5. Release of Executive Session Minutes
6. Approval of Pay Request #2, Partial for Well #8 & 9 Pumps and Motors to Layne Christensen Company in the Amount of \$36,000.00

NEW BUSINESS

1. Approval of the Messenger Public Library Resolution of the Board of Library Trustees for .02% Maintenance Tax
2. Approval of an Ordinance For The Levy And Assessment of Taxes in and for the Village of North Aurora, Kane County, Illinois for the Fiscal Year Beginning June 1, 2019 and Ending May 31, 2020
3. Approval of an Ordinance Levying the Taxes for the Waterford Oaks Special Service Area #4 for the Fiscal Year beginning June 1, 2019 and ending May 31, 2020
4. Approval of an Ordinance Levying the Taxes for the Timber Oaks Special Service Area #8 for the Fiscal Year beginning June 1, 2019 and ending May 31, 2020
5. Approval of an Ordinance Levying the Taxes for the Pinecreek (Phase III) Special Service Area #9 for the Fiscal Year beginning June 1, 2019 and ending May 31, 2020

6. Approval of an Ordinance Levying the Taxes for the Willow Lakes Special Service Area #11 for the Fiscal Year beginning June 1, 2019 and ending May 31, 2020
7. Approval of an Ordinance Levying the Taxes for the North Towne Centre Special Service Area #32 for the Fiscal Year beginning June 1, 2019 and ending May 31, 2020
8. Approval of an Ordinance Partially Abating the Tax Heretofore Levied for the Year 2019 to Pay Debt Service on Debt Service on \$4,525,000 General Obligation Refunding Bonds, Series 2009
9. Approval of an Ordinance Abating the Tax Heretofore Levied for the Year 2019 to Pay Debt Service on \$6,885,000 General Obligation Refunding Bonds, Series 2014 (Alternate Revenue Source)
10. Approval of an Ordinance Abating the Tax Heretofore Levied for the Year 2019 to Pay Debt Service On \$5,800,000 General Obligation Bonds, Series 2017 (Alternate Revenue Source)
11. Approval of an Agreement with Melrose Pyrotechnics for the July 3, 2020 Fireworks in the Amount of \$25,000.00
12. Approval of Ordinance for TIF Reimbursement for Property Located at 24 S. Lincolnway Being Moka Coffee in the Amount of \$200,000.00
13. Approval of Ordinance Granting a Special Use Pursuant to Title 17, Chapter 8 of the North Aurora Zoning Ordinance to Allow an Adult-Use Cannabis Dispensing Organization at 161 S. Lincolnway
14. Approval of Ordinance Amending Chapter 9.38 of the North Aurora Municipal Code Regarding Cannabis and Paraphernalia Control

OLD BUSINESS

VILLAGE PRESIDENT

COMMITTEE REPORTS

TRUSTEES' COMMENTS

ADMINISTRATOR'S REPORT

ATTORNEY'S REPORT

VILLAGE DEPARTMENT REPORTS

1. Finance
2. Community Development
3. Police
4. Public Works

EXECUTIVE SESSION

ADJOURN

Initials SB

**VILLAGE OF NORTH AURORA
VILLAGE BOARD MEETING MINUTES
NOVEMBER 18, 2019**

CALL TO ORDER

Mayor Berman called the meeting to order.

SILENT PRAYER – MEDITATION – PLEDGE OF ALLEGIANCE

ROLL CALL

In attendance: Mayor Dale Berman, Trustee Mark Gaffino, Trustee Mike Lowery, Trustee Laura Curtis, Trustee Mark Carroll, Trustee Tao Martinez, Trustee Mark Guethle and Village Clerk Lori Murray.

Staff in attendance: Village Administrator Steve Bosco, Finance Director Bill Hannah, Community & Economic Development Director Mike Toth, Public Works Director John Laskowski, Village Attorney Kevin Drendel, Police Chief Dave Fisher.

AUDIENCE COMMENTS – None

TRUSTEE COMMENTS – None

PUBLIC HEARING

1. Ordinance Amending and Extending the Boundary Line Intergovernmental Agreement between the Village of North Aurora and the City of Aurora

Mayor Berman opened the public hearing. There were no comments from the public. Mayor Berman then closed the public hearing.

CONSENT AGENDA

- 1. Village Board Minutes dated 11/04/2019**
- 2. Bills Listing Dated 11/18/2019 in the Amount of \$63,198.74**

Motion for approval made by Trustee Lowery and seconded by Trustee Gaffino. **Roll Call Vote:** Trustee Lowery – yes, Trustee Gaffino – yes, Trustee Curtis – yes, Trustee Carroll – yes, Trustee Martinez – yes, Trustee Guethle – yes. **Motion approved (6-0).**

NEW BUSINESS

1. Approval of Ordinance Amending and Extending the Boundary Line Intergovernmental Agreement between the Village of North Aurora and the City of Aurora
Motion for approval made by Trustee Carroll and seconded by Trustee Curtis. **Roll Call Vote:** Trustee Carroll – yes, Trustee Martinez – yes, Trustee Guethle – yes, Trustee Curtis – yes, Trustee Lowery – yes, Trustee Gaffino – yes. **Motion approved (6-0).**

2. Approval of Ordinance Amending the North Aurora Code Section 5.08.350 to Increase the Number of Class G – Gas Station Liquor Licenses Authorized in the Village of North Aurora

Motion for approval made by Trustee Guethle and seconded by Trustee Carroll. **Roll Call Vote:** Trustee Guethle – yes, Trustee Martinez – yes, Trustee Carroll – yes, Trustee Curtis – yes, Trustee Lowery – yes, Trustee Gaffino – yes. **Motion approved (6-0).**

3. Resolution to Approve Revisions to the Human Resources Manual for the Village of North Aurora

Motion for approval made by Trustee Gaffino and seconded by Trustee Lowery. **Roll Call Vote:** Trustee Gaffino – yes, Trustee Lowery – yes, Trustee Curtis – yes, Trustee Carroll – yes, Trustee Martinez – yes, Trustee Guethle – yes. **Motion approved (6-0).**

OLD BUSINESS – None

VILLAGE PRESIDENT – None

COMMITTEE REPORTS – None

TRUSTEES' COMMENTS – None

ADMINISTRATOR'S REPORT

Village Administrator Steve Bosco noted that the Riverfront Park has been lit up this year with a different scheme, along with lighting of the gazebo and the trees. Public Works has also set up holiday lighting along State Street.

ATTORNEY'S REPORT – None

VILLAGE DEPARTMENT REPORTS

1. **Finance** – None
2. **Community Development** – None
3. **Police** – None
4. **Public Works** - None

EXECUTIVE SESSION – None

ADJOURNMENT

Motion to adjourn made by Trustee Carroll and seconded by Trustee Curtis. All in favor. **Motion approved.**

Respectfully Submitted,

Lori J. Murray
Village Clerk

**VILLAGE OF NORTH AURORA
COMMITTEE OF THE WHOLE MEETING MINUTES
NOVEMBER 18, 2019**

CALL TO ORDER

Mayor Berman called the meeting to order.

ROLL CALL

In attendance: Mayor Dale Berman, Trustee Mark Gaffino, Trustee Mike Lowery, Trustee Laura Curtis, Trustee Mark Carroll, Trustee Tao Martinez, Trustee Mark Guethle and Village Clerk Lori Murray.

Staff in attendance: Village Administrator Steve Bosco, Finance Director Bill Hannah, Community & Economic Development Director Mike Toth, Public Works Director John Laskowski, Village Attorney Kevin Drendel, Police Chief Dave Fisher.

AUDIENCE COMMENTS – None

TRUSTEE COMMENTS – None

DISCUSSION

1. Randall Crossing Concept Plan

Staff has been working with the developer of the My Place Hotel. They are now looking to develop Lot 3 (south of the hotel) for a multi-story mixed use that includes residential and commercial.

Ed Roberts, representing My Place Hotel, said that they are looking at phase 2 for multi-family for Randall Crossings. The hotel is up and running and the townhomes to the west of the hotel are leased. Lot 3 is now the focus. Roberts noted that the property has been up for sale and strongly marketed for a period of time. The proposal is for a three-story mixed use structure. There will be 28 studio & one bedroom apartments and approximately 2800 s.f. of retail commercial on the first floor. There are 15 one-bedroom apartments and 13 studios. When leasing the townhomes, there were numerous requests for studios or one bedrooms. The project would run through next year, break ground early spring, and would take eight months to construct. Roberts stated that one of the issues in previous discussions was the number of residents allowed to lease a studio apartment. Roberts said that the contract would stipulate no more than two adults in a studio. Lowery asked about demographics for those who would be renting. Roberts said that the target based on the market study and the townhomes, would be a blend of retirees and younger people (millennials). Trustee Gaffino asked if there would be any garages. Answer was no. Trustee Guethle asked about rent. Rent would vary from \$1000 to \$1250 per month.

Trustee Curtis said that the building has a very urban look and was not sure it would fit in with the area. Trustee Lowery asked if there is any possibility at making the façade more attractive.

Roberts said absolutely. Roberts noted that the façade was designed to blend in with the Turf Room.

Trustee Carroll asked what the vision was for the commercial space. Roberts said they are working on a low profile café for the space to the east and are waiting to hear from the Board on allowed uses. Community & Economic Development Director Mike Toth said that since it is in a PUD, the village has the ability to restrict the kinds of uses that go under the commercial spaces.

Trustee Gaffino said that when this project was originally discussed, the thought was for a stronger retail base and not just a small café. Residents are looking for restaurants. Edwards said that they are taking a more aggressive approach for the east lot for a restaurant.

Trustee Carroll said he liked the plan and that the facade fits in nicely with the Turf Room. Carroll said he would like to see a restaurant, but that has been discussed over the last 8 years and there have been no restaurants coming to the village. Carroll said he would like to see a restaurant on Lot 4. Toth said the board could restrict the zoning on Lot 4 as part of the PUD amendment, proposing it to be a restaurant.

Trustee Martinez said he liked the plan as well and that the location is convenient since everything is within walking distance and close to schools.

Mayor Berman said there is a need for one-bedroom and studio apartments and the project will fit in well.

Carroll asked if there are a certain number of parking spaces reserved for certain businesses. Toth said this can be put in as a restriction on the site plan.

Trustee Gaffino said he was in favor of the façade and that it would fit in with the surrounding area.

2. 161 South Lincolnway Special Use

PharmaCann has petitioned to have a recreational dispensary and continue with medical sales. Hours of operation would be 9:00 a.m. – 9:00 p.m Monday through Saturday and 10:00 a.m. – 6:00 p.m. on Sundays. The use is not changing. Parking remains the same (4 per 1000) which is 7 parking spaces. The site has 155 parking spaces onsite. Both staff and the Plan Commission recommended approval of the petition.

A meeting is scheduled for the end of the week with the petitioner. Staff will bring an ordinance back to the board for approval.

3. Moka TIF

Community & Economic Development Director Mike Toth said that the owners of the MOKA coffee shop are making a formal request for TIF Façade Grant funds in the amount of \$232,758 over 5 years. Owners Scott and Jeanette Miller were present at the meeting and provided a brief presentation. Mr. Miller explained that the cost of building his MOKA shop in North Aurora

was much higher compared to the cost to build in Wisconsin. Two stores in Wisconsin were built at \$245,631 and \$218,391 compared to \$677,337 in North Aurora. After the entire project was complete, the end cost was \$1,109,361. Of that amount, \$413,120 is related to TIF type expenses. Toth noted that Teska has already confirmed that these costs are TIF eligible.

Toth stated that if this were to move forward, the village would have to have some sort of agreement with the property owner. The second page of the staff report listed stipulations associated with the agreement such as:

- proof that these expenses are legitimate
- contingent that the business is operational
- forfeit any obligations to ask for financial assistance on this property in the future
- the business would have to be in good standing with the Village
- in code compliance
- in good standing with the other businesses

Curtis was concerned that the cost of building the MOKA shop cost over a million dollars. Curtis said that Starbucks spends between \$280,000 and \$420,000. The MOKA shop is half the size but cost twice as much to build. Curtis said she was concerned that after five years the debt load will be too much to bear and the owners will close the business and move out.

Miller said that a lot of the Starbucks are more expensive in terms of building costs. In his particular situation, there were a huge range of costs. Miller added that he doesn't plan on going anywhere and this business has been a plan of his for many years.

Trustee Carroll said that what is more at stake than the monetary value of the TIF funds is possible detriment to the village if a brand new building on Route 31 goes out of business. Carroll said it doesn't make any difference if the property owner comes in at the beginning or end of the project to request TIF funds.

Toth asked the board if the proposed timetable was acceptable:

Year 1 \$85,000
Year 2 \$70,000
Year 3 \$35,000
Year 4 \$25,000
Year 5 \$17,758

Trustee Curtis said that the village should provide something, but not the full amount requested. Trustee Martinez said that the owner did this in a very ethical way and was very conservative. Martinez said he wants businesses to flourish. Mayor Berman suggested \$40,000/year for 5 years.

The board was in agreement and suggested \$40,000 over 5 years.

EXECUTIVE SESSION

- 1. Review of Executive Session Minutes date 5/6/19; 6/3/19; and 8/5/19**
- 2. Review of the Release of Executive Session Minutes**

Motion made by Trustee Guethle and seconded by Trustee Gaffino to adjourn to executive session to discuss executive session minutes and review release of executive session minutes. All in favor. **Motion approved.**

(return from executive session)

ADJOURNMENT

Motion made by Trustee Guethle and seconded by Trustee Curtis to adjourn the meeting. All in favor. **Motion approved.**

Respectfully Submitted,

Lori J. Murray
Village Clerk

2-Dec-19

Village Board Meeting

Travel and Expenses for Business Purposes

NAME	EVENT	EXPENSE or REIMBURSEMENT	DATE	AMOUNT
Dale Berman	Metro-West November Legislave Meeting	Expense	11/21/2019	\$ 35.00
TOTAL				\$ 35.00



VILLAGE OF NORTH AURORA TRAVEL REQUEST (FORM A)

If any travel expense(s) or reimbursement requests exceed the maximum allowable amounts per policy, they must be approved by a roll call vote of the Village Board. All Village Board Members expense(s) or reimbursements must be approved by a roll call vote of the Village Board.

Training / Travel Information			
Name: <u>Dale Berman</u>		Event: <u>metrowest board meeting</u>	
Position: <u>Village Mayor</u>		Purpose: <u>Networking & legislative purposes</u>	
Date From: <u>11-21-19</u>	Date To: <u>11-21-19</u>	Method of Travel:	
Destination: <u>Maple Park</u>		Zip Code:	
Department: <u>Legislative</u>		GL Account Number: <u>01.410.4390</u>	

Expense Information (Please see the back of this form for limitations and the excerpt for Section 9.10 of the HR Manual)				
Expense	Estimate (\$)	Actual (\$)	Reimbursement (\$)	Per Diem Rates for North Aurora and Kane County (1)
Transportation To/From Event				Breakfast: \$11.00 Lunch: \$12.00 Dinner: \$23.00 **Per Diems Include Tips and Gratuities **Localities outside this proximity may result in different per diem rates and can be found at gsa.gov
Lodging				
Transportation During Event				
Registration	<u>35.00</u>	<u>35.00</u>		
Meal & Tips / Gratuities				
Miscellaneous				
Describe Miscellaneous:				
TOTAL EXPENSES	<u>35.00</u>	<u>35.00</u>		

Signatures			
By signing below, the employee/official affirms that he/she understands the Village's travel policy (Sec. 9.10 of the Village's HR Manual) and certifies all expenses are allowable to the best of their knowledge.			
Estimate Expense Approval			
Employee	<u>Dale Berman</u> <u>ms</u>	Date	<u>11-15-19</u>
Immediate Supv:		Date	
Executive Asst:	<u>[Signature]</u>	Date	<u>11-15-19</u>
Actual Expense Approval			
Employee	<u>Dale Berman</u> <u>ms</u>	Date	<u>11-22-19</u>
Dept. Head:		Date	
Executive Asst:	<u>[Signature]</u>	Date	<u>11-22-19</u>

Do any actual expense(s) or reimbursable requests exceed the maximum allowable amounts per policy? ☒ No ☐ Yes If Yes, Explain Below

Village Board Roll Call Vote Approval, If necessary:

☐ YEA

☐ NAY

Date

Metro West Council of Government
5 E. Downer Place, Suite E
Aurora, IL 60505 US
Kmlange.mwcog@gmail.com

Invoice



BILL TO

Village of North Aurora
Attn: Accounts Payable
25 East State Street
Illinois
North Aurora, IL 60542

INVOICE #	DATE	TOTAL DUE	DUE DATE	TERMS	ENCLOSED
4178	11/22/2019	\$70.00	12/22/2019	Net 30	

DATE	ACTIVITY	DESCRIPTION	QTY	RATE	AMOUNT
11/22/2019	Board Meetings	2019 November 21st Board meeting at Sorrento's in Maple Park	2	35.00	70.00
11/22/2019		Steve Bosco and Dale Berman			

Thank you from Metro West!

BALANCE DUE

\$70.00

Accounts Payable

To Be Paid Proof List

User: ablasr
 Printed: 11/27/2019 - 10:45AM
 Batch: 00501.12.2019



Description	Amount	Account	Acct Name	Invoice #	Inv Date	Pmt Date
1st Ayd Corporation						
039020						
Custodial Supplies- PD	224.20	01-445-4421	Custodial Supplies	PSI321022	11/18/2019	12/02/2019
Total:	224.20	*Vendor Total				
Aflac						
030540						
AFLAC- November 2019	80.48	01-000-2053	AFLAC	473658	11/27/2019	12/02/2019
Total:	80.48	*Vendor Total				
AIM						
046510						
Flex 125- November 2019	168.00	01-430-4265	Audit Services	00031989	12/1/2019	12/02/2019
Total:	168.00	*Vendor Total				
Anata Cop						
467880						
Water Credit Refund	39.27	60-320-3340	Water Collections	11222019	11/22/2019	12/02/2019
Total:	39.27	*Vendor Total				
AT&T						
001620						
Internet Service- PW	172.76	01-445-4652	Phones and Connectivity	11072019	11/7/2019	12/02/2019
Total:	172.76	*Vendor Total				
ATEC Systems, Inc.						
051630						
BW Valve Parts	1,256.40	60-445-4567	Treatment Plant Repair/Maint	15804	10/31/2019	12/02/2019
BW Valve Adapters	415.55	60-445-4567	Treatment Plant Repair/Maint	15807	11/8/2019	12/02/2019
Total:	1,671.95	*Vendor Total				
Aurora Area Convention						
003770						
NA Hotel Tax/ Sept 2019	1,858.89	15-430-4752	90% Tourism Council	11122019	11/12/2019	12/02/2019
NA Lodging Hotel Tax/ Sept 2019	2,220.11	15-430-4752	90% Tourism Council	11132019	11/13/2019	12/02/2019
Total:	4,079.00	*Vendor Total				

Description	Amount	Account	Acct Name	Invoice #	Inv Date	Pmt Date
Brian Reid						
041970						
Police Commission Board Meeting- 9/26/19	50.00	01-439-4015	Police Csn Mtgs-per Diem	09262019	9/26/2019	12/02/2019
Police Commission Board Meeting- 11/14/19	50.00	01-439-4015	Police Csn Mtgs-per Diem	11142019	11/14/2019	12/02/2019
Total:	100.00	*Vendor Total				
C. O. P. S. Testing Service						
010080						
Officer Testing	50.00	01-439-4380	Recruit Testing	105662	11/14/2019	12/02/2019
Total:	50.00	*Vendor Total				
Cintas Corporation						
041590						
First Aid Kit- PW Garage	208.88	01-445-4870	Equipment	5015198965	11/13/2019	12/02/2019
Total:	208.88	*Vendor Total				
College of Dupage						
017690						
Training Classes	1,150.00	01-440-4380	Training	10713	11/11/2019	12/02/2019
Total:	1,150.00	*Vendor Total				
Comcast Cable						
040740						
TV Service- PD	10.50	01-440-4652	Phones and Connectivity	87712006101	11/10/2019	12/02/2019
Internet Service- ETP	151.85	60-445-4652	Phones and Connectivity	87712006101	11/2/2019	12/02/2019
Internet Service- WTP	196.88	60-445-4652	Phones and Connectivity	87712006101	11/9/2019	12/02/2019
Total:	359.23	*Vendor Total				
Commonwealth Edison						
000330						
Street Lights/ 4 S. Willowway	96.82	10-445-4660	Street Lighting and Poles	0146092024-C	8/7/2019	12/02/2019
Street Lights/ 4 S. Willowway	98.42	10-445-4660	Street Lighting and Poles	0146092024-C	10/7/2019	12/02/2019
Street Lights/ 4 S. Willowway	92.56	10-445-4660	Street Lighting and Poles	0146092024-C	11/5/2019	12/02/2019
Street Lights/ 1802 Orchard Gateway	215.14	10-445-4660	Street Lighting and Poles	0562144049	11/5/2019	12/02/2019
Street Lights/ 355 Moorfield	9.22	10-445-4660	Street Lighting and Poles	0795092063	11/14/2019	12/02/2019
Street Lights/ 1901 Orchard Gateway	49.68	10-445-4660	Street Lighting and Poles	0835082016	11/4/2019	12/02/2019
Street Lights/ 1197 Comiskey	9.22	10-445-4660	Street Lighting and Poles	0903075187	11/14/2019	12/02/2019
Street Lights/ 1051 Kettle Ave	33.07	10-445-4660	Street Lighting and Poles	1083133047	11/4/2019	12/02/2019
Street Lights/ 318 Butterfield Rd	45.30	10-445-4660	Street Lighting and Poles	1313136025	11/6/2019	12/02/2019
Street Lights/ 1200 Orchard Gateway	297.01	10-445-4660	Street Lighting and Poles	1344158042	11/5/2019	12/02/2019
Street Lights/ Rt 56 & Rt 25	136.56	10-445-4660	Street Lighting and Poles	1425064018	11/7/2019	12/02/2019
Street Lights/ Randall & Ice Cream	10.08	10-445-4660	Street Lighting and Poles	1543019148	11/5/2019	12/02/2019
Street Lights/ 1193 Comiskey	9.22	10-445-4660	Street Lighting and Poles	1743032047	11/14/2019	12/02/2019
Street Lights/ Comiskey & Orchard	94.91	10-445-4660	Street Lighting and Poles	2313121105	11/5/2019	12/02/2019
Street Lights/ 19 N. Lincolnway	62.96	10-445-4660	Street Lighting and Poles	2985029045	11/6/2019	12/02/2019
Total:	1,260.17	*Vendor Total				
Constellation NewEnergy, Inc.						
034130						

Description	Amount	Account	Acct Name	Invoice #	Inv Date	Pmt Date
Well #6 10/4 - 11/1	3,893.58	60-445-4662	Utility	16075501801	11/4/2019	12/02/2019
Street Lights/ Orch Gateway & Deerpath	60.64	10-445-4660	Street Lighting and Poles	16083845901	11/5/2019	12/02/2019
Street Lights/ Orchard & Oak	163.95	10-445-4660	Street Lighting and Poles	16083847801	11/5/2019	12/02/2019
Street Lights/ 1600 Orchard Gateway	194.86	10-445-4660	Street Lighting and Poles	16083852601	11/5/2019	12/02/2019
Street Lights/ Orchard & White Oak	119.29	10-445-4660	Street Lighting and Poles	16083855501	11/5/2019	12/02/2019
Street Lights/ Orchard Road	208.67	10-445-4660	Street Lighting and Poles	16083857601	11/5/2019	12/02/2019
Well #4/ WTP 10/7 - 11/5	8,341.39	60-445-4662	Utility	16093298101	11/13/2019	12/02/2019
Well #7 10/8 - 11/6	4,545.74	60-445-4662	Utility	16103327201	11/13/2019	12/02/2019
Well #5/ WTP 10/8 - 11/6	9,143.99	60-445-4662	Utility	16103378801	11/13/2019	12/02/2019
Street Lights	3,036.63	10-445-4660	Street Lighting and Poles	16163046801	11/15/2019	12/02/2019
Total:	29,708.74	*Vendor Total				
Creekside Compost LLC						
467739						
Dirt	110.00	01-445-4530	Public Grounds/Parks Maint	19-10-0156	11/5/2019	12/02/2019
Total:	110.00	*Vendor Total				
D&A Powertrain Components, INC						
467649						
Hoses	98.53	01-445-4511	Vehicle Repair and Maint	228485	11/4/2019	12/02/2019
Total:	98.53	*Vendor Total				
Drendel & Jansons Law Group						
028580						
Legal Services/ Oct 2019	66.00	01-440-4260	Legal	77087	10/31/2019	12/02/2019
Legal Correspondence- 145 S. LW/ Oct 2019	50.00	01-441-4260	Legal	77088	10/31/2019	12/02/2019
Legal Correspondence- 19 S. LW/ Oct 2019	50.00	01-441-4260	Legal	77089	10/31/2019	12/02/2019
Legal Services- CommDev/ Oct 2019	1,886.35	01-441-4260	Legal	77090	10/31/2019	12/02/2019
Admin/ Fin Legal Services/ Oct 2019	2,642.50	01-430-4260	Legal	77091	10/31/2019	12/02/2019
Liquor Legal Services/ Oct 2019	183.75	01-430-4260	Legal	77092	10/31/2019	12/02/2019
Legal Services/ Oct 2019	1,925.00	01-440-4260	Legal	77093	10/31/2019	12/02/2019
Design Build Contract Review/ Oct 2019	323.75	01-445-4260	Legal	77094	10/31/2019	12/02/2019
Legal Services/ Oct 2019	462.50	01-440-4260	Legal	77095	10/31/2019	12/02/2019
Total:	7,589.85	*Vendor Total				
Eleanor Kuppler						
052040						
Water Refund Credit	16.00	60-320-3340	Water Collections	11222019	11/22/2019	12/02/2019
Total:	16.00	*Vendor Total				
Elisa L. Hatchett						
051830						
Police Commission Board Meeting- 9/26/19	50.00	01-439-4015	Police Csn Mtgs-per Diem	09262019	9/26/2019	12/02/2019
Police Commission Board Meeting- 11/14/19	50.00	01-439-4015	Police Csn Mtgs-per Diem	11142019	11/14/2019	12/02/2019
Total:	100.00	*Vendor Total				
Environmental Inc Midwest Lab						
027180						
Radium Samples	860.00	60-445-4562	Testing (water)	21998	10/31/2019	12/02/2019

Description	Amount	Account	Acct Name	Invoice #	Inv Date	Pmt Date
<hr/>						
Total:	860.00	*Vendor Total				
Erica Perez						
467881						
Department Holiday Decorations	111.32	01-441-4799	Misc. Expenditures	11252019	11/25/2019	12/02/2019
<hr/>						
Total:	111.32	*Vendor Total				
Euclid Managers						
049670						
Short-Term Disability- December 2019	353.52	01-000-2057	Short-Term Disability	12/1 - 12/31	11/14/2019	12/02/2019
<hr/>						
Total:	353.52	*Vendor Total				
Feece Oil						
031060						
Mid-Grade Fuel	1,643.04	71-000-1340	Gas/Diesel Escrow	3659751	10/29/2019	12/02/2019
Mid-Grade Fuel	2,116.80	71-000-1340	Gas/Diesel Escrow	3661501	11/6/2019	12/02/2019
Diesel Fuel	1,775.80	71-000-1340	Gas/Diesel Escrow	3661502	11/6/2019	12/02/2019
Mid-Grade Fuel	2,096.10	71-000-1340	Gas/Diesel Escrow	3664652	11/15/2019	12/02/2019
Diesel Fuel	1,208.50	71-000-1340	Gas/Diesel Escrow	3664653	10/15/2019	12/02/2019
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Total:	8,840.24	*Vendor Total				
Fox Metro						
029650						
New Inspections (4)	220.00	60-445-4480	New Meters,rprs. & Rplcmnts.	11132019	11/13/2019	12/02/2019
<hr/>						
Total:	220.00	*Vendor Total				
Frost Electric Company, Inc.						
021540						
Outlet Installation In Park (3)	680.00	01-445-4530	Public Grounds/Parks Maint	8028	11/8/2019	12/02/2019
Locate On Mitchell	390.00	10-445-4661	Street Light Repair/Maint	8029	11/8/2019	12/02/2019
Furnish & Install Coil On Mitchell	795.00	10-445-4661	Street Light Repair/Maint	8030	11/8/2019	12/02/2019
Furnish & Install Coil On Mitchell	2,250.00	01-445-4530	Public Grounds/Parks Maint	8031	11/14/2019	12/02/2019
Install Outlets For Monitors- VH	1,250.00	01-445-4530	Public Grounds/Parks Maint	8032	11/14/2019	12/02/2019
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Total:	5,365.00	*Vendor Total				
Global Water Technology, Inc.						
467862						
Monthly Water Chemical Treatm- VH & PD	200.00	01-445-4520	Public Buildings Rpr & Mtce	40902	11/5/2019	12/02/2019
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Total:	200.00	*Vendor Total				
Hach Company						
014100						
Analyzer Maint & Repair	3,213.56	60-445-4567	Treatment Plant Repair/Maint	11707541	11/1/2019	12/02/2019
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Total:	3,213.56	*Vendor Total				

Description	Amount	Account	Acct Name	Invoice #	Inv Date	Pmt Date
Harmonic Heating & Air Conditioning						
047680						
Boiler Repair- PD	3,880.00	01-445-4520	Public Buildings Rpr & Mtce	36418	10/10/2019	12/02/2019
Server Room AC Unit	510.00	01-445-4520	Public Buildings Rpr & Mtce	36487	10/16/2019	12/02/2019
Total:	4,390.00	*Vendor Total				
Hey and Associates, Inc.						
040900						
NATC- BMP	1,625.01	17-032-4533	Maintenance	17-0006-1101	11/10/2019	12/02/2019
Total:	1,625.01	*Vendor Total				
Idemia Identity & Security USA LLC						
467766						
Maint Contract- 9/5	2,332.00	01-440-4510	Equipment/IT Maint	125087	11/1/2019	12/02/2019
Total:	2,332.00	*Vendor Total				
Interstate Billing Service, Inc.						
049760						
Muffler Shield	106.80	01-445-4511	Vehicle Repair and Maint	10312019	10/31/2019	12/02/2019
Total:	106.80	*Vendor Total				
Jacqueline Herwig						
467879						
Water Credit Refund	8.27	60-320-3340	Water Collections	11222019	11/22/2019	12/02/2019
Total:	8.27	*Vendor Total				
Johnson & Buh, LLC						
467744						
Local DUI Prosecution	5,775.00	01-440-4260	Legal	19NAU04	11/15/2019	12/02/2019
Total:	5,775.00	*Vendor Total				
JSN Contractors Supply						
041440						
Marking Flags & Paint	287.50	18-445-4570	Sewers Rpr & Mtce	83157-01	11/13/2019	12/02/2019
Blue Marking Paint	78.00	60-445-4568	Watermain Rprs. & Rplcmts.	83157-02	11/13/2019	12/02/2019
Total:	365.50	*Vendor Total				
Kitner, Douglas						
017070						
Training Reimbursement- Meal	11.59	01-440-4380	Training	10032019	10/3/2019	12/02/2019
Training Reimbursement- Meal	21.40	01-440-4380	Training	10102019	10/10/2019	12/02/2019
Total:	32.99	*Vendor Total				
Konica Minolta						
024860						
Copier Maint- Oct 2019	57.09	01-440-4510	Equipment/IT Maint	259802122	6/30/2019	12/02/2019

Description	Amount	Account	Acct Name	Invoice #	Inv Date	Pmt Date
Copier Maint- Oct 2019	12.07	01-440-4510	Equipment/IT Maint	262249904	10/31/2019	12/02/2019
Copier Maint- Oct 2019	66.36	01-430-4411	Office Expenses	9006210299-C	11/1/2019	12/02/2019
Copier Maint- Oct 2019	66.36	01-445-4411	Office Expenses	9006210299-C	11/1/2019	12/02/2019
Copier Maint- Oct 2019	66.37	60-445-4411	Office Expenses	9006210299-C	11/1/2019	12/02/2019
Copier Maint- Oct 2019	66.37	01-441-4411	Office Expenses	9006210299-C	11/1/2019	12/02/2019
Copier Maint PW Garage- Oct 2019	28.22	01-445-4520	Public Buildings Rpr & Mtce	9006210387	11/1/2019	12/02/2019
Total:	362.84	*Vendor Total				
Layne Christensen Company						
025170						
Pump & Motor- Well #8/ Pay Req 2	18,000.00	60-470-4875	Capital Improvements	NA-583D-01	11/26/2019	12/02/2019
Pump & Motor- Well #9/ Pay Req 2	18,000.00	60-471-4875	Capital Improvements	NA-583D-02	11/26/2019	12/02/2019
Total:	36,000.00	*Vendor Total				
Legat Architects						
467855						
Site Assessment & Concept Design	872.38	21-452-4501	Contractual Services	52252	11/7/2019	12/02/2019
Total:	872.38	*Vendor Total				
Maggie McGrath						
050120						
Training Reimbursement- Meal	11.01	01-440-4380	Training	09262019	9/26/2019	12/02/2019
Total:	11.01	*Vendor Total				
Mark Vogt						
467882						
Overpayment Refund On Water Bill	2,154.32	60-320-3340	Water Collections	11252019-01	11/25/2019	12/02/2019
Overpayment Refund On Sewage Maintl	169.18	18-320-3350	Sewer Collection	11252019-02	11/25/2019	12/02/2019
Total:	2,323.50	*Vendor Total				
Menards						
016070						
Hardware	97.23	60-445-4799	Misc. Expenditures	22141	8/14/2019	12/02/2019
Holiday Lights	74.88	01-490-4761	Beautification Committee	26964	10/18/2019	12/02/2019
Acid For MIOX Wash	31.92	60-445-4567	Treatment Plant Repair/Maint	27655	10/28/2019	12/02/2019
Christmas Lights	579.70	01-445-4530	Public Grounds/Parks Maint	28292	11/6/2019	12/02/2019
Christmas Lights	377.28	01-445-4530	Public Grounds/Parks Maint	28452	11/9/2019	12/02/2019
Kerosene	119.94	01-445-4511	Vehicle Repair and Maint	28732	11/12/2019	12/02/2019
Paper Towels, Nuts, Bolts, Washers	129.03	01-445-4870	Equipment	28813-01	11/13/2019	12/02/2019
Holiday Extention Cords	68.64	01-445-4530	Public Grounds/Parks Maint	28813-02	11/13/2019	12/02/2019
Holiday Lights & Cords	340.66	01-445-4530	Public Grounds/Parks Maint	28870	11/14/2019	12/02/2019
Black Latex Paint	17.98	01-445-4530	Public Grounds/Parks Maint	29349	11/21/2019	12/02/2019
Holiday Lights	134.95	01-445-4530	Public Grounds/Parks Maint	29363	11/21/2019	12/02/2019
Holiday Light Return	-107.96	01-445-4530	Public Grounds/Parks Maint	29364	11/21/2019	12/02/2019
Holiday Lights	107.96	01-445-4530	Public Grounds/Parks Maint	29369	11/21/2019	12/02/2019
Total:	1,972.21	*Vendor Total				
Metro West COG						
032210						

Description	Amount	Account	Acct Name	Invoice #	Inv Date	Pmt Date
Business Partner Dinner- Berman, Guethle	100.00	01-410-4390	Dues & Meetings	4170-02	10/29/2019	12/02/2019
Board Meeting- Berman	35.00	01-410-4390	Dues & Meetings	4178-01	11/22/2019	12/02/2019
Board Meeting- Bosco	35.00	01-430-4390	Dues & Meetings	4178-02	11/22/2019	12/02/2019
Total:	170.00	*Vendor Total				
Mooney & Thomas, Pc						
001040						
Payroll Processing- Oct 2019	825.00	01-430-4267	Finance Services	1019311	10/31/2019	12/02/2019
Police Pension Payments- Nov 2019	65.00	80-430-4581	Banking Services/Fees	1019313	10/31/2019	12/02/2019
Total:	890.00	*Vendor Total				
Municode						
038650						
Municipal Code Updates	1,135.66	01-410-4260	Legal	00336405	11/19/2019	12/02/2019
Total:	1,135.66	*Vendor Total				
North Aurora NAPA, Inc.						
038730						
Squad Parts	183.85	01-440-4511	Vehicle Repair and Maint	336031-02	10/22/2019	12/02/2019
Oil	69.11	01-445-4511	Vehicle Repair and Maint	336861	10/31/2019	12/02/2019
Fuel & Oil Filters, Tools	104.91	01-445-4870	Equipment	336897	11/2/2019	12/02/2019
De-Icer	17.45	01-445-4511	Vehicle Repair and Maint	336902	11/1/2019	12/02/2019
Air Filter- Truck #167	58.28	01-445-4511	Vehicle Repair and Maint	336980	11/2/2019	12/02/2019
Old Leaf Vas Air Filter	38.79	01-445-4511	Vehicle Repair and Maint	337269	11/6/2019	12/02/2019
Fuel Filters	49.61	01-445-4511	Vehicle Repair and Maint	337759	11/12/2019	12/02/2019
Buffing Compound	12.49	60-445-4511	Vehicle Repair and Maint	338163	11/18/2019	12/02/2019
Total:	534.49	*Vendor Total				
North East Multi-Regional						
001520						
Training Class- Robinson	75.00	01-440-4380	Training	264912	11/12/2019	12/02/2019
Total:	75.00	*Vendor Total				
Office Depot						
039370						
Office Supplies	31.97	01-430-4411	Office Expenses	39606722700	10/30/2019	12/02/2019
Office Supplies	19.99	01-445-4411	Office Expenses	39606722700	10/30/2019	12/02/2019
Office Supplies	19.99	60-445-4411	Office Expenses	39606722700	10/30/2019	12/02/2019
Office Supplies	19.99	01-441-4411	Office Expenses	39606722700	10/30/2019	12/02/2019
Cup Dispenser Return- Inv #393978766001	-3.99	01-430-4411	Office Expenses	39653670500	10/30/2019	12/02/2019
Office Supplies	17.45	01-430-4411	Office Expenses	39710332700	11/1/2019	12/02/2019
Office Supplies	13.45	01-445-4411	Office Expenses	39710332700	11/1/2019	12/02/2019
Office Supplies	13.45	60-445-4411	Office Expenses	39710332700	11/1/2019	12/02/2019
Office Supplies	13.45	01-441-4411	Office Expenses	39710332700	11/1/2019	12/02/2019
Cough Drops	3.38	01-430-4411	Office Expenses	39710414900	11/1/2019	12/02/2019
Cough Drops	3.37	01-445-4411	Office Expenses	39710414900	11/1/2019	12/02/2019
Cough Drops	3.37	60-445-4411	Office Expenses	39710414900	11/1/2019	12/02/2019
Cough Drops	3.37	01-441-4411	Office Expenses	39710414900	11/1/2019	12/02/2019
Office Supplies- Water	81.95	60-445-4411	Office Expenses	39744941700	11/4/2019	12/02/2019
Roller File Cabinet- Hansen	109.99	01-430-4870	Equipment	39894663900	11/7/2019	12/02/2019
Office Supplies	11.86	01-430-4411	Office Expenses	40026775600	11/8/2019	12/02/2019

Description	Amount	Account	Acct Name	Invoice #	Inv Date	Pmt Date
Office Supplies	4.39	01-445-4411	Office Expenses	40026775600	11/8/2019	12/02/2019
Office Supplies	4.39	60-445-4411	Office Expenses	40026775600	11/8/2019	12/02/2019
Office Supplies	71.29	01-441-4411	Office Expenses	40026775600	11/8/2019	12/02/2019
Total:	443.11	*Vendor Total				
Ottosen Britz Kelly Cooper						
031590						
Legal Services	67.50	01-440-4260	Legal	120851	10/31/2019	12/02/2019
Total:	67.50	*Vendor Total				
Paddock Publications, Inc.						
026910						
Public Notice- Budget	39.10	01-430-4506	Publishing/Advertising	11842	4/6/2019	12/02/2019
Bid Notice- Silo	78.20	01-445-4506	Publishing	20412	6/22/2019	12/02/2019
Treasurer's Report	724.50	01-430-4506	Publishing/Advertising	33455	11/9/2019	12/02/2019
Total:	841.80	*Vendor Total				
PDC Laboratories, Inc.						
031940						
Nitrate Samples	39.00	60-445-4562	Testing (water)	19393621	11/13/2019	12/02/2019
Total:	39.00	*Vendor Total				
Petty Cash						
000900						
Donuts For Coffee With Mayor	15.26	01-410-4799	Misc. Expenditures	10172019	10/17/2019	12/02/2019
KCWA Lunch Mtg- Kick, Cook	40.00	60-445-4390	Dues & Meetings	10172019	10/17/2019	12/02/2019
Cash Under 10/28/19	4.00	01-430-4799	Misc.	10282019	10/28/2019	12/02/2019
IL CDL Renewal- Pepper	61.35	01-445-4799	Misc. Expenditures	11012019	11/1/2019	12/02/2019
Meal While Plowing- Kick	10.00	01-445-4799	Misc. Expenditures	11132019	11/13/2019	12/02/2019
Meal While Plowing- Cook	10.00	01-445-4799	Misc. Expenditures	11132019	11/13/2019	12/02/2019
Meal While Plowing- Paulson	9.21	01-445-4799	Misc. Expenditures	11152019	11/15/2019	12/02/2019
Vinegar & Hyd Peroxide For Cleaning TPs	83.35	60-445-4567	Treatment Plant Repair/Maint	11182019	11/18/2019	12/02/2019
Donuts For Coffee With Mayor	15.26	01-410-4799	Misc. Expenditures	11212019	11/21/2019	12/02/2019
Food & Drinks For Screening	74.47	01-430-4799	Misc.	11212019-01	11/21/2019	12/02/2019
Gift Card For Prize	100.00	01-430-4799	Misc.	11212019-02	11/21/2019	12/02/2019
Total:	422.90	*Vendor Total				
Phil Jungels						
039230						
Police Commission Board Meeting- 9/26/19	50.00	01-439-4015	Police Csn Mtgs-per Diem	09262019	9/26/2019	12/02/2019
Police Commission Board Meeting- 11/14/19	50.00	01-439-4015	Police Csn Mtgs-per Diem	11142019	11/14/2019	12/02/2019
Total:	100.00	*Vendor Total				
Pitney Bowes Purchase Power						
029940						
Pre-Pay Postage Refill- Acct #8000-9000-0474	375.00	01-430-4505	Postage	11112019-01	11/11/2019	12/02/2019
Pre-Pay Postage Refill- Acct #8000-9000-0474	375.00	01-445-4505	Postage	11112019-02	11/11/2019	12/02/2019
Pre-Pay Postage Refill- Acct #8000-9000-0474	375.00	60-445-4505	Postage	11112019-03	11/11/2019	12/02/2019
Pre-Pay Postage Refill- Acct #8000-9000-0474	375.00	01-441-4505	Postage	11112019-04	11/11/2019	12/02/2019

Description	Amount	Account	Acct Name	Invoice #	Inv Date	Pmt Date
Postage Meter Refill	125.87	01-430-4505	Postage	11112019-05	11/11/2019	12/02/2019
Postage Meter Refill	125.87	01-445-4505	Postage	11112019-06	11/11/2019	12/02/2019
Postage Meter Refill	125.88	60-445-4505	Postage	11112019-07	11/11/2019	12/02/2019
Postage Meter Refill	125.88	01-441-4505	Postage	11112019-08	11/11/2019	12/02/2019
Pre-Pay Postage Refill- Acct #8000-9090-1042	1,500.00	01-440-4510	Equipment/IT Maint	11292019	11/29/2019	12/02/2019
Total:	3,503.50	*Vendor Total				
Praxair Distribution						
025120						
Air Tank Rental	186.05	60-445-4562	Testing (water)	92776925	10/30/2019	12/02/2019
Total:	186.05	*Vendor Total				
Rempe Sharpe & Associates						
000970						
Eng Services- HMO Feed/ Oct 2019	198.75	60-445-4255	Engineering	27170-01	11/19/2019	12/02/2019
Eng Services- Meeting & Follow-up/ Oct 2019	516.60	01-441-4255	Engineering	27170-02	11/19/2019	12/02/2019
Eng Services- Builders & R-S @ Orchard/ Oct 2019	654.50	21-450-4255	Engineering	27170-03	11/19/2019	12/02/2019
Eng Services- Grading 2nd Review/ Oct 2019	1,440.00	90-000-E240	Lincoln Valley Plan Review	27174-01	11/19/2019	12/02/2019
Eng Services- Grading 1st Review/ Oct 2019	2,756.00	01-441-4255	Engineering	27174-02	11/19/2019	12/02/2019
Eng Services- Sprint Upgrade/ Oct 2019	1,511.75	90-000-E246	Fullerton-Sprint-600 Princeton	27175	11/19/2019	12/02/2019
Eng Services- LV/ Oct 2019	11,325.96	90-000-E232	DR Horton - FV Golf Course	27176	11/19/2019	12/02/2019
Design & Constr Inspection- Well #8/ Oct 2019	2,519.98	60-470-4255	Engineering	27177-01	11/19/2019	12/02/2019
Design & Constr Inspection- Well #9/ Oct 2019	2,519.99	60-471-4255	Engineering	27177-02	11/19/2019	12/02/2019
Rebid Electrical & Site- Well #8/ Oct 2019	198.75	60-470-4255	Engineering	27178-01	11/19/2019	12/02/2019
Re-Bid Electrical & Site- Well #9/ Oct 2019	198.75	60-471-4255	Engineering	27178-02	11/19/2019	12/02/2019
Eng Services- Site Grading RH/ Oct 2019	353.50	90-000-E241	NA Townhomes, LLC/Rndl Cross	27179	11/19/2019	12/02/2019
Tape Review- Sewer Televising/ Oct 2019	397.50	18-445-4255	Engineering	27180	11/19/2019	12/02/2019
CDBG Project- Monroe Alley Puchlist/ Oct 2019	454.50	21-450-4255	Engineering	27181	11/19/2019	12/02/2019
2019 Streets/ Oct 2019	3,266.77	21-450-4255	Engineering	27183	11/19/2019	12/02/2019
Design, Permitting, Pre-Con Mtg- Sullivan Rd/	2,487.20	60-460-4255	Engineering	27184	11/19/2019	12/02/2019
Total:	30,800.50	*Vendor Total				
Ronald J Meyers						
467878						
Side Boards	240.00	01-445-4511	Vehicle Repair and Maint	11012019	11/1/2019	12/02/2019
Total:	240.00	*Vendor Total				
Russo Power Equipment Inc.						
036290						
Pole Pruner	109.91	01-445-4870	Equipment	6448166	9/27/2019	12/02/2019
Total:	109.91	*Vendor Total				
SmithAmundsen LLC						
039030						
Legal Services	563.50	01-430-4260	Legal	3009912	11/4/2019	12/02/2019
Total:	563.50	*Vendor Total				
Sun Life Financial						
033620						

Description	Amount	Account	Acct Name	Invoice #	Inv Date	Pmt Date
Dental Insurance- Admin/ Dec 2019	267.93	01-430-4136	Dental Insurance	11122019-01	11/12/2019	12/02/2019
Dental Insurance- CommDev/ Dec 2019	118.43	01-441-4136	Dental Insurance	11122019-02	11/12/2019	12/02/2019
Dental Insurance- PD/ Dec 2019	819.44	01-440-4136	Dental Insurance	11122019-03	11/12/2019	12/02/2019
Dental Insurance- PW/ Dec 2019	395.29	01-445-4136	Dental Insurance	11122019-04	11/12/2019	12/02/2019
Dental Insurance- Water/ Dec 2019	58.32	60-445-4136	Dental Insurance	11122019-05	11/12/2019	12/02/2019
Dental Insurance- Employee/ Dec 2019	1,868.48	01-000-2054	Insurance Employee Reimburse	11122019-06	11/12/2019	12/02/2019
Total:	3,527.89	*Vendor Total				
Third Millennium Assoc. , Inc.						
033470						
October Newsletter	1,149.14	01-430-4507	Printing	24063-01	10/31/2019	12/02/2019
October Water Bills	2,033.56	60-445-4507	Printing	24063-02	10/31/2019	12/02/2019
Total:	3,182.70	*Vendor Total				
Thom Jungels						
039460						
Plumbing Inspections (38)	1,330.00	01-441-4276	Inspection Services	11252019-01	11/25/2019	12/02/2019
Plan Reviews (2)	70.00	01-441-4276	Inspection Services	11252019-02	11/25/2019	12/02/2019
Total:	1,400.00	*Vendor Total				
Treasurer, State of Illinois						
009370						
Traffic Signals- 31/56/25	3,646.98	01-445-4545	Traffic Signs & Signals	58036	11/1/2019	12/02/2019
Total:	3,646.98	*Vendor Total				
Tri-County						
027350						
Debris Removal & Stone Added- 11 John St	3,475.00	12-480-4875	Capital Improvements	19-10-6563	10/15/2019	12/02/2019
Snow Removal- 11/11	13,252.00	01-445-4538	Snow Removal	19-11-6606	11/13/2019	12/02/2019
Total:	16,727.00	*Vendor Total				
UPS						
051420						
Sample Shipping	10.02	60-445-4562	Testing (water)	0000Y7479E4	11/9/2019	12/02/2019
Total:	10.02	*Vendor Total				
Verizon Wireless						
025430						
Cell Phone 10/13 - 11/12	36.01	01-430-4652	Phones and Connectivity	9842103900	11/12/2019	12/02/2019
Cell Phone 10/13 - 11/12	50.56	01-445-4652	Phones and Connectivity	9842103900-C	11/12/2019	12/02/2019
Cell Phone 10/13 - 11/12	67.05	01-440-4652	Phones and Connectivity	9842103900-C	11/12/2019	12/02/2019
Cell Phone 10/13 - 11/12	104.71	01-430-4652	Phones and Connectivity	9842103901-C	11/12/2019	12/02/2019
Cell Phone 10/13 - 11/12	142.91	01-445-4652	Phones and Connectivity	9842103901-C	11/12/2019	12/02/2019
Cell Phone 10/13 - 11/12	74.64	60-445-4652	Phones and Connectivity	9842103901-C	11/12/2019	12/02/2019
Cell Phone 10/13 - 11/12	86.35	01-441-4652	Phones and Connectivity	9842103901-C	11/12/2019	12/02/2019
Cell Phone 10/13 - 11/12	174.53	01-440-4652	Phones and Connectivity	9842103901-C	11/12/2019	12/02/2019
Cell Phone 10/13 - 11/12	65.78	01-430-4652	Phones and Connectivity	9842103902-C	11/12/2019	12/02/2019
Cell Phone 10/13 - 11/12	79.59	01-445-4652	Phones and Connectivity	9842103902-C	11/12/2019	12/02/2019
Cell Phone 10/13 - 11/12	79.59	60-445-4652	Phones and Connectivity	9842103902-C	11/12/2019	12/02/2019

Description	Amount	Account	Acct Name	Invoice #	Inv Date	Pmt Date
Cell Phone 10/13 - 11/12	89.55	01-440-4652	Phones and Connectivity	9842103902-C	11/12/2019	12/02/2019
Total:	1,051.27	*Vendor Total				
Vision Service Plan (IL)						
042720						
Vision- December 2019	528.06	01-000-2056	VSP - Employee Contributions	807898988	11/17/2019	12/02/2019
Total:	528.06	*Vendor Total				
W.E. Hannah Surveyors						
051850						
Survey Of State Street Garage	635.00	01-445-4255	Engineering	27652	11/19/2019	12/02/2019
Total:	635.00	*Vendor Total				
Water Products Company						
001170						
Water Service Repair Parts	440.82	60-445-4568	Watermain Rprs. & Rplcmts.	0292585	11/18/2019	12/02/2019
Total:	440.82	*Vendor Total				
Water Resources						
010380						
New Meters & Parts	10,266.00	60-445-4480	New Meters,rprs. & Rplcmts.	33630	11/7/2019	12/02/2019
Total:	10,266.00	*Vendor Total				
Weblinx Incorporated						
031420						
Website Maint- Nov 2019	200.00	01-430-4512	Website Maintenance	28121	11/3/2019	12/02/2019
Total:	200.00	*Vendor Total				
Report Total:	204,266.87					



REMPE-SHARPE

& Associates, Inc.

Principals

J. Bibby
D. Watson

P.E. S.E.
P.E.

B. Aderman
B. Bennett
L. Vo

P.E.
P.E. CFM
P.E.

CONSULTING ENGINEERS

324 West State Street
Geneva, Illinois 60134
Phone: 630/232-0827 – Fax: 630/232-1629

November 26, 2019

Village of North Aurora
25 East State Street
North Aurora, Illinois 60542

Attn: John Laskowski

Re Well No. 8 & 9, Pumps and Motors
Pay Request No. 2, Partial

File: NA-583D

Dear Mr. Laskowski,

Rempe-Sharpe and Associates, Inc. has completed the review of Pay Request No. 2, Partial as submitted by Layne Christensen Company, of Aurora, Illinois for the Well No. 8 and 9 Pumps and Motors Project awarded September 16, 2019 in the amount of \$594,000.00. The amount of payment requested is Thirty-Six Thousand Dollars and No Cents (\$36,000.00).

Enclosed, please find copies of the following:

1. Contractor's Application for Payment No. 2, Partial (1 copy).
2. Contractor's Pay Request No. 1, Partial in the amount of \$36,000.00, along with the Contractor's Waiver of Lien (1 copy).
3. The Engineer's Approval of Payment No. 1, Partial in the amount of \$36,000.00 (3 copies).

The contractor has purchased and received both the electrical cable and the column pipe for this project which they had previously been paid for. The contractor has received both Baker Pitless Adaptor's for this Project. The engineer has visited the contractor's yard to confirm that the materials matched what was in the approved shop drawings. Per the contract documents, the Contractor is allowed 50% payment for material purchased and stored at their shop.

Village of North Aurora
Attn: Mr. Laskowski

Well No. 8 and. 9, Pumps and Motors
November 26, 2019
Page 2 of 2

Rempe-Sharpe and Associates, Inc. recommends approval of Pay Request No. 2, Partial in the amount of \$36,000.00. Upon the Village of North Aurora's approval, please sign all three copies of the Approval for Pay Request No. 2, Partial. Send one copy of the document to the Contractor, Layne Christensen Company, along with Payment No. 2, Partial. Return one signed copy to Rempe-Sharpe and Associates, Inc. and retain one signed copy for the Village's records.

If there are any questions, please contact the undersigned.

Very truly yours,

REMPE-SHARPE AND ASSOCIATES, INC.

BY:

A handwritten signature in black ink, appearing to read 'D. A. Watson', with a stylized flourish at the end.

Daniel A. Watson, P.E.
Principal

Enclosures

C.C. Steve Bosco, Village of North Aurora
Bill Hannah, Village of North Aurora
Paul Young, Village of North Aurora
Mandy Flatt, Village of North Aurora
Natalie Stevens, Village of North Aurora

PAY REQUEST NO. 2, Partial
WELL NO. 8 and WELL NO. 9, PUMPS and MOTORS
VILLAGE OF NORTH AURORA

NA-583D

11/21/2019

				CONTRACT QUANTITIES		CONSTRUCTED QUANTITIES	
Item #	Item Description	Unit Price	Units	Quantity	Extended Price	Quantity	Extended Price
A. WELL NO. 8							
1A	MOBILIZATION	\$5,500.00	LS	1	\$5,500.00		\$0.00
2A	INSTALL PITLESS ADAPTER	\$10,000.00		1	\$10,000.00		\$0.00
3A	INSTALL PUMP AND TEST	\$19,200.00		1	\$19,200.00		\$0.00
WELL NO. 8 MATERIALS							
4A	BAKER PITLESS ADAPTER	\$40,000.00		1	\$40,000.00	0.5	\$20,000.00
5A	12EHM-14 STAGE BJ	\$35,000.00		1	\$35,000.00		\$0.00
6A	17M 350HP/2300V BYRON JACKSON MOTOR	\$110,000.00		1	\$110,000.00		\$0.00
7A	10" COATED T&C PIPE	\$51,000.00		1	\$51,000.00	0.4	\$20,500.00
8A	2.4 Kv SUBMERSIBLE CABLE	\$19,000.00		1	\$19,000.00	0.5	\$9,500.00
9A	10" SURGE CONTROL VALVE	\$1,900.00		2	\$3,800.00		\$0.00
10A	MISC. (TRANSDUCER, AIRLINE, ETC.)	\$2,500.00		1	\$2,500.00		\$0.00
B. WELL NO. 9							
1B	MOBILIZATION	\$5,500.00		1	\$5,500.00		\$0.00
2B	INSTALL PITLESS ADAPTER	\$10,000.00		1	\$10,000.00		\$0.00
3B	INSTALL PUMP AND TEST	\$19,200.00		1	\$19,200.00		\$0.00
WELL 9 MATERIALS							
4B	BAKER PITLESS ADAPTER	\$40,000.00		1	\$40,000.00	0.5	\$20,000.00
5B	120MQH-12 STAGE BJ	\$35,000.00		1	\$35,000.00		\$0.00
6B	17M 350 HP/2300V BYRON JACKSON MOTOR	\$110,000.00		1	\$110,000.00		\$0.00
7B	10" COATED T&C PIPE	\$52,000.00		1	\$52,000.00	0.4	\$21,000.00
8B	2.4kV SUBMERSIBLE CABLE	\$19,500.00		1	\$19,500.00	0.5	\$9,500.00
9B	10" SERGE CONTROL VALVE	\$1,900.00		2	\$3,800.00	0	\$0.00
10B	MISC. (TRANSDUCER, AIRLINE, ETC.)	\$3,000.00		1	\$3,000.00		\$0.00
CONTRACT PRICE				\$594,000.00		\$100,500.00	
LESS 10% RETAINAGE						\$10,050.00	
LESS PREVIOUS PAYMENTS						\$54,450.00	
TOTAL DUE						\$36,000.00	



A GRANITE COMPANY

WATER - MINERAL - ENERGY

Layne Christensen Company

INVOICE

Inv No.: 1709986

Remit to: 831 - Aurora, IL **CUSTOMER PO#:** Signed Contract
PO Box 743609 PH: 262-246-4646 - FAX: 262-246-4784 **WO#**
Los Angeles, CA 90074-3609 **LAYNE JOB #:** 947513

SOLD TO: 878592

Village of North Aurora, IL
ATTN: Accounts Payable
25 East State Street
North Aurora, IL 60542

Notes:

INV DATE	DUE DATE	ACCOUNT MANAGER	PROJECT MANAGER	TERMS
11/21/2019	12/21/2019	KENNEDY, CHRIS	KENNEDY, CHRIS	NET 30
QTY / UNITS	UOM	----- Remark -----	Unit Price	Total

WELL 8 AND 9 - PUMP INSTALLATION CONTRACT

PAY REQUEST 2

Work Completed to Date: \$100,500.00

1.00	LS	Work Completed this Request	\$ 40,000.00	\$ 40,000.00
------	----	-----------------------------	--------------	--------------

Total Taxable Amount \$ 40,000.00

Total Tax Amount

Total Retainage Amount - 10% \$ (4,000.00)

Total Invoice Amount \$ 36,000.00

Layne Christensen Company will institute a late payment charge at a rate of 18% per annum (unless a lower rate is required under applicable law, in which case the lower rate will apply) for all payments not made on or before the due date. It is the policy of Layne Christensen to preserve all lien and payment bond rights where available. All notification are sent strictly for this purpose.


Thank you for your business.

Layne Christensen is an Equal Opportunity Employer

ORIGINAL

APPLICATION FOR PAYMENT

OWNER: Village of North Aurora 25 E State St North Aurora, IL 60542	PROJECT: Well 8 & 9	APPLICATION NUMBER: 2
CONTRACTOR: Layne Christensen Company 721 W. Illinois Ave. Aurora, IL 60506	Engineer: Rempe-Sharpe and Associates, Inc. 324 W. State St Geneva, IL 60134	CONTRACT WORK: PERIOD ENDING: 11/20/2019 CONTRACT WORK: Well 8 & 9 PROJECT NUMBER: 947513 PERCENT COMPLETE 15.2% PREPARED BY: Chris Kennedy



A GRANTITE COMPANY
DISTRIBUTION:
CONTRACTOR ◀
ARCHITECT ◀
File ◀

Created using the unlicensed version of Paymee.

APPLICATION FOR PAYMENT - SUMMARY

Refer to continuation sheets attached for detailed breakdown.

1. ORIGINAL CONTRACT AMOUNT:	594,000.00
2. NET CHANGES TO CONTRACT:	-
3. TOTAL CONTRACT AMOUNT:	594,000.00
4. TOTAL COMPLETED AND STORED TO DATE:	100,500.00
5. RETAINAGE:	
a. 10 % of Completed Work	-
b. 10 % of Stored Material	10,050.00
Total Retainage:	10,050.00
6. TOTAL COMPLETED LESS RETAINAGE:	90,450.00
7. LESS PREVIOUS APPLICATIONS:	54,450.00
8. CURRENT PAYMENT DUE:	36,000.00
9. BALANCE TO FINISH INCLUDING RETAINAGE:	503,550.00

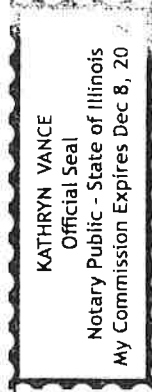
EXTRA WORK SUMMARY	ADDITIONS	DELETIONS
Changes From Prev Applications:	-	-
Changes From This Application:	-	-
Total:	-	-
Net Changes:	-	-

CONTRACTOR'S CERTIFICATION:

The Contractor declares that to the best of his knowledge, information and belief the Work covered by this Application for Payment has been completed in accordance with the Contract Documents, that all amounts have been paid to him for Work for which previous Certificates for Payment were issued and payments received from the Owner, and that current payment shown herein is now due.

CONTRACTOR: Layne Christensen Company DATE: Nov 20, 2019

State: IL Country: USA
Subscribed & sworn to before me
this 20 day of November
Notary Public Name: Kathy Vance
Commission Expiration Date: 12/08/22



ARCHITECT'S CERTIFICATION:

The Architect hereby confirms that based on site observations & to the best of his/her knowledge, this payment application accurately reflects the progression of work and that this work meets contract requirements sufficient enough to justify payment in the amount certified below:

AMOUNT: _____
Provide explanation below or attached if amount certified does not match this application amount.
Initial all figures & markups to agree with certified amount.

ARCHITECT: _____ DATE: _____

The Amount Certified is payable to the contractor listed above.

PAYMENT APPLICATION DETAIL

APPLICATION #: 2
FOR PERIOD ENDING: 11/20/2019
PROJECT: Well 8 & 9
NO: 947513

FROM: Layne Christensen Company
WORK: Well 8 & 9

WORK CATEGORY				COMPLETED WORK						BALANCE TO FINISH		RETAINAGE
Item No.	Description	Quantity	Description	Unit Price	Scheduled Value	Prev. App. Value	This App.		Total			10%
A	B				C	D=Prev. (D+E)	E	F	G=D+E+F	L=G/C	H=C-G	I
► Test Wells No. 1 & 2												
A WELL 8												
1A	Mobilization	1	LS	5,500	5,500	-	-	-	-	0%	5,500	-
2A	Install Pitless Adpater	1	LS	10,000	10,000	-	-	-	-	0%	10,000	-
3A	Install Pump and Test	1	LS	19,200	19,200	-	-	-	-	0%	19,200	-
WELL 8 MATERIALS												
4A	Baker Pitless Adapter	1	LS	40,000	40,000	-	-	20,000	20,000	50%	20,000	2,000
5A	12EHM-14 Stage BJ	1	LS	35,000	35,000	-	-	-	-	0%	35,000	-
6A	17M 350HP/2300V Byron Jackson Motor	1	LS	110,000	110,000	-	-	-	-	0%	110,000	-
7A	10" Coated T&C Pipe	1	LS	51,000	51,000	20,500	-	-	20,500	40%	30,500	2,050
8A	2.4kV Submersible Cable	1	LS	19,000	19,000	9,500	-	-	9,500	50%	9,500	950
9A	10" Surg Control Valve	2	EA	1,900	3,800	-	-	-	-	0%	3,800	-
10A	Misc. (Transducer, airline, etc)	1	LS	2,500	2,500	-	-	-	-	0%	2,500	-
B WELL 9												
1B	Mobilization	1	LS	5,500	5,500	-	-	-	-	0%	5,500	-
2B	Install Pitless Adpater	1	LS	10,000	10,000	-	-	-	-	0%	10,000	-
3B	Install Pump and Test	1	LS	19,200	19,200	-	-	-	-	0%	19,200	-
WELL 9 MATERIALS												
4B	Baker Pitless Adapter	1	LS	40,000	40,000	-	-	20,000	20,000	50%	20,000	2,000
5B	12MQH-12 Stage BJ	1	LS	35,000	35,000	-	-	-	-	0%	35,000	-
6B	17M 350HP/2300V Byron Jackson Motor	1	LS	110,000	110,000	-	-	-	-	0%	110,000	-
7B	10" Coated T&C Pipe	1	LS	52,000	52,000	21,000	-	-	21,000	40%	31,000	2,100
8B	2.4kV Submersible Cable	1	LS	19,500	19,500	9,500	-	-	9,500	49%	10,000	950
9B	10" Surg Control Valve	2	EA	1,900	3,800	-	-	-	-	0%	3,800	-
10A	Misc. (Transducer, airline, etc)	1	LS	3,000	3,000	-	-	-	-	0%	3,000	-
Total Base Contract Work:					594,000	60,500	-	40,000.00	100,500	17%	493,500.00	10,050.00
Total Extra Work					-	-	-	-	-	0%	0.00	0.00
GRAND TOTAL:					594,000	60,500	-	40,000.00	100,500	17%	493,500.00	10,050.00

Created using Payroll for Excel. Downloaded from: www.Payroll.com

Layne Christensen Company

SWORN STATEMENT FOR CONTRACTOR AND SUBCONTRACTOR TO OWNER

STATE OF ILLINOIS

JOB NAME	North Aurora Well 8 & 9
JOB#	947513

THE undersigned, being duly sworn, deposes and says that he/she is the Project Manager for Layne Christensen Company who is the contractor for the _____ project located at Well 8 & 9 in North Aurora and owned by The Village of North Aurora

That the total amount of the contract including extras is \$ 594,000.00 , on which payment of \$ 54,450.00 has been previously requested. That all waivers are true, correct, genuine, delivered unconditionally and that there is no claim, either legal or equitable, to defeat the validity of said waivers. That the following are the names of parties who have furnished material or labor, or both, for said work and all parties having contracts or sub contracts for specific portions of said work or for material entering into the construction thereof and the amount due or to become due to each, and that the items mentioned include all labor and material required to complete said work according to plans and specifications.

Name and Address	Kind of Work	Adjusted Total Contract	Total Retained	Net Previously Paid	Net Amount of this Payment (no retainage)	Balance to Become Due
Layne Christensen 721 W Illinois Ave Aurora, IL 60506	Pump and Pitless Adapter Installation	\$ 206,219.47	\$ -	\$ -	\$ -	\$ 206,219.47
Cole Wire & Cable Co., Inc. 620 Margate Drive Lincolnshire, IL 60069	Submersible Cable Supplier	\$ 23,564.53	\$ 1,900.00	\$ 17,100.00	\$ -	\$ 6,464.53
L.B. Foster Company 21270 FM-1488 Magnolia, TX 77355	Column Pipe Supplier	\$ 62,038.00	\$ 4,150.00	\$ 37,350.00	\$ -	\$ 24,688.00
Flowserve Corporation 5310 Taneytown Pike, Taneytown, MD 21787	Motor and Bowl Supplier	\$ 238,786.00	\$ -	\$ -	\$ -	\$ 238,786.00
Baker Manufacturing 133 Enterprise St Evansville, WI 53534	Pitless Adapter Supplier	\$ 63,392.00	\$ 4,000.00	\$ -	\$ 36,000.00	\$ 27,392.00
Total		\$ 594,000.00	\$ 10,050.00	\$ 54,450.00	\$ 36,000.00	\$ 503,550.00

Amount of Total Contract	\$ 594,000.00	Work Completed to Date	\$ 100,500.00
Extras To Contract	\$ -	Less 10% Retained	\$ 10,050.00
Total Contract and Extras	\$ 594,000.00	Net Amount Earned	\$ 90,450.00
Credits to Contract	\$ -	Net Previously Paid	\$ 54,450.00
Adjusted Total Contract	\$ 594,000.00	Net Amount of this Payment	\$ 36,000.00

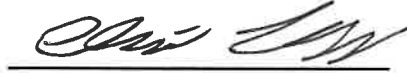
Layne Christensen Company

That there are no other contracts for said work outstanding, and that there is nothing due or to become due to any person for material, labor or other work of any kind done or to be done upon or in connection with said work other than above stated.

Signed this 20 day of November, 2019

Printed Name Chris Kennedy

Signiutre



Subscribed and sworn to before me this 20 day of November, 2019

Printed Name

Kathryn Vance

Signiutre

Kathryn Vance



PARTIAL WAVIER OF LIEN

STATE OF ILLINOIS } SS Gty #
COUNTY OF Kane Loan #

TO WHOM IT MAY CONCERN:

WHEREAS the undersigned has been employed by Layne Christensen Company
to furnish Labor and Materials
for the premises known as North Aurora Well 8 & 9

Pay Request No. 2

\$ 100,500.00	1	LS	Total of Work Performed to Date	\$ 100,500.00
\$ 60,500.00	-1	LS	Previous Payments	\$ (60,500.00)
\$ 40,000.00	-0.1	LS	Less 10% Retainage	\$ (4,000.00)

Total \$ **36,000.00**

of which The Village of North Aurora is the owner.

THE undersigned, for and inconsideration of

Thirty Six Thousand Dollars and No Cents \$ 36,000.00

Dollars, and other good and valuable considerations, the receipt whereof is hereby acknowledged do(es) hereby waive and release any and all lien or claim or right of lien under the Statutes of the State of Illinois, relating to Mechanic's liens, on the above described premises and of labor or services, material, fixtures or apparatus heretofore furnished to this date by the undersigned for the above described premises.

Given Under Our hand and seal
this 20 day of November, 2019

Name Chris Kennedy

Title Project Manager

Signature

SEAL

Note: All waivers must be for the full amount paid. If waiver is for a corporation, corporate name should be used, corporate seal affixed and title of officer signing waiver should be set forth; if waiver is for a partnership, the partnership name should be used, partner should sign and designate himself as partner.

REMPE-SHARPE & ASSOCIATES, INC.
Geneva, Illinois, 60134

APPROVAL OF PAYMENT NO. 2, PARTIAL

PROJECT: Well No. 8 & 9, Pumps and Motors	PROJECT NO.: NA-583D
CONTRACTOR: Layne Christensen Company	APPLICATION DATE: November 21, 2019
ADDRESS: 721 West Illinois Avenue Aurora, IL 60506	FOR PERIOD ENDING: November 21, 2019
	APPLICATION AMOUNT: \$36,000.00


ENGINEER'S APPROVAL

Attached hereto is a Contractor's Application for Partial Payment for work accomplished under his contract for the above-mentioned project through the date indicated above. Attached to the application is a Contractor's Certificate stating that all previous payments to him under his contract have been applied by him to discharge in full all his obligation in connection with this project.

The undersigned hereby approves payment to the Contractor of the Amount Due as shown on the Application for Partial Payment. It being understood that this approval by the undersigned does not constitute final approval or acceptance of the work accomplished or completed by the Contractor.

REMPE-SHARPE & ASSOCIATES, INC.
Consulting Engineers

DATE: November 26, 2019

BY: 
Daniel A. Watson, P.E.
TITLE: Vice-President

OWNER'S APPROVAL

The undersigned, being the Owner of the above-mentioned project and in accordance with the terms of the Contract Documents, does hereby approve the attached Application for Partial Payment to the Contractor for work accomplished under his contract for the above-mentioned project.

It being understood that this Approval by the undersigned does not constitute final approval or acceptance of the work accomplished or completed by the Contractor.

VILLAGE OF NORTH AURORA

BY: _____

TITLE: Public Works Director

DATE: _____

Village of North Aurora Memorandum



To: President and Board of Trustees

From: Bill Hannah, Finance Director

CC: Steve Bosco, Village Administrator

Date: November 25, 2019

RE: Approval of 2019 Property Tax Levies and Public Hearings

Included on the agenda for the December 2nd meeting is the Truth in Taxation hearing for the 2019 property tax levies which were previously discussed at the November 4th Village Board meeting.

As discussed at that meeting, the Village's total proposed levy excluding debt service is \$2,550,000. Last year's total extensions excluding debt service were \$2,450,022.75. Based on the 1.9% CPI factor and new construction it is estimated that the 2019 extensions will be \$2,506,933. This is an increase of \$56,911 over last year's total extensions or about 2.3%.

Levy amounts for the Messenger Library are also included in the Levy Ordinance. The Library total amount is \$1,867,050. Last year's total library extensions were \$1,788,249.54 and the estimated actual Library extensions for 2019 will be \$1,829,788, also an estimated increase of 2.32%

The 2019 Levy also includes the final property tax levy for the repayment of the bonds originally issued to fund construction of the Messenger Public Library. This amount is \$409,813 which is \$134,326 less than last year's extended debt service levy of \$544,139.50. Additionally, an abatement ordinance is on the agenda which will recommend using \$115,000 of debt service reserve funds to reduce the final levy to \$294,812.50

Also included for approval are the actual property tax levy ordinances for five Special Service Areas for Waterford Oaks (\$8,600), Timber Oaks (\$7,500), Pinecreek (\$2,000), Willow Lakes (\$200), and North Aurora Town Center (\$30,000). If these levies exceed 5% of last year's levy a separate public hearing is scheduled on the agenda. Additional information on each SSA will be presented at that time.

Also included for approval are ordinances abating the property taxes related to the 2014 general obligation alternate revenue source refunding bond issuance (originally for Police Station construction funded with sales tax revenues), and the 2017 general obligation alternate revenue source bond issuance (originally for water wells, tower and other water capital projects funded with water fund revenues).

RESOLUTION – 11 –2019

**RESOLUTION OF THE BOARD OF LIBRARY TRUSTEES
OF THE VILLAGE OF NORTH AURORA, KANE COUNTY, ILLINOIS,
PROVIDING FOR LEVY FOR THE LIBRARY'S FISCAL YEAR
BEGINNING JUNE 1, 2019 AND ENDING MAY 31, 2020**

BE IT RESOLVED by the Messenger Public Library Board of Trustees of the Village of North Aurora, Kane County, Illinois as follows:

Section 1: Whereas the Library Board of Trustees approved on May 9, 2019 the Budget and Appropriation for FY 2019-2020 (Resolution # 07 - 2019).

Section 2: The following sums of money be and the same are hereby levied for the following purposes of the Library:

	<u>AMOUNT BUDGETED AND APPROPRIATED</u>	<u>AMOUNT FROM OTHER SOURCES</u>	<u>AMOUNT TO BE LEVIED</u>
Salaries/Benefits	\$ 1,168,794		\$ 1,168,794
Library Equipment & Servies	\$ 310,756		\$ 310,756
Library Materials	\$ 230,000		230,000
Capital Projects	\$ 350,000	\$ 300,000	50,000
TOTAL CORPORATE:	\$ 2,059,550	\$300,000	\$1,759,550
 TOTAL BUILDING MAINTENANCE	 \$107,500		 \$107,500

RECAP

	<u>AMOUNT APPROPRIATED</u>	<u>OTHER SOURCES</u>	<u>AMOUNT LEVIED</u>
Total Corporate	\$2,059,550	\$300,000	\$ 1,759,550
Total Building Maintenance	\$107,500		\$107,500
AGGEGATE TOTALS:	\$2,167,050	\$300,000	\$ 1,867,050

Section 3: The amount to be levied as stated above (\$ 1,867,050) should be incorporated in the financial ordinances of the Village, including the Village's next levy to be filed in 2019.

Section 4. The Secretary shall file promptly with the Village of North Aurora a certified copy of this Resolution.

ADOPTED this 10th^{day} of October 2019, pursuant to a roll call vote as follows:

AYES: 6

NAYS: 0

ABSENT: 1

APPROVED by me this 10th day of October, 2019



President Marguerite Treest

ATTEST:



Secretary Corinn Sparks

Resolution 12-2019

RESOLUTION OF THE BOARD OF LIBRARY TRUSTEES OF THE MESSENGER PUBLIC LIBRARY OF NORTH AURORA, IL. FOR .02% MAINTENANCE TAX LEVY

BE IT RESOLVED, by the Board of Library Trustees of the Village of North Aurora, Illinois, that an additional tax of .02% of the value of all taxable property in the Village as equalized or assessed by the Department of Revenue be levied for the fiscal Year beginning June 1, 2019 – May 31, 2020, by the Library's corporate authority for the maintenance, repairs, and alterations of library buildings and equipment, etc., as authorized by State of Illinois 75 ILCS 16/35(b).

BE IT FURTHER RESOLVED, that Secretary of the Board of Library Trustees shall forward a certified copy of this Resolution to the corporate authority for its action.

Ayes 6

Nays 0

Abstain 0

Absent 1


Marguerite Treest

President of the Messenger Library Board of Trustees


Corinn Sparks

Secretary of the Messenger Library Board of Trustees

DATE: October 10, 2019

State of Illinois)
) ss.
County of Kane)

Prepared by:
Village of North Aurora
25 E. State Street
North Aurora, IL 60542

Return to:
Village Clerk
Village of North Aurora
25 E. State St.
North Aurora, IL 60542

This page is added for the purpose of affixing Recording Information

VILLAGE OF NORTH AURORA
KANE COUNTY, ILLINOIS

Ordinance Number:_____

**Ordinance for the Levy and Assessment of Taxes in and for
the Village of North Aurora, Kane County, Illinois for the Fiscal Year
Beginning June 1, 2019 and Ending May 31, 2020**

As it appears in the records of the Village of North Aurora, Kane County, Illinois

Adopted by the Board of Trustees and President
of the Village of North Aurora
the _____ day of _____, 2019

Record and return to:

Natalie Stevens, Executive Assistant
Village of North Aurora
25 E. State Street
North Aurora, IL 60542
630-897-8228

ORDINANCE NO. _____

**AN ORDINANCE FOR THE LEVY AND ASSESSMENT OF TAXES IN AND
FOR THE VILLAGE OF NORTH AURORA, KANE COUNTY, ILLINOIS
FOR THE FISCAL YEAR BEGINNING JUNE 1, 2019 AND ENDING MAY 31, 2020**

BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF NORTH AURORA, KANE COUNTY, ILLINOIS:

SECTION 1. That the sum of \$4,826,863 be and the same is hereby levied from and against all the real and personal property within the limits of the Village of North Aurora subject to taxation according to the ad valorem value of the said property after same is assessed and equalized for State and County purposes for the current fiscal year and said Village of North Aurora commencing June 1, 2019 and ending May 31, 2020, the objects and purposes and respective amounts for which budget were heretofore made and the objects and purposes and the respective amounts hereby levied and assessed the aggregate sum of \$4,826,863 are as follows ("Year Ending May 31, 2020 Levy"):

	2019/20		
	<u>Amount Budgeted</u>	<u>Other Sources</u>	<u>Amount Levied</u>
GENERAL FUND			
<u>LEGISLATIVE AND BOARDS</u>			
Stipend - Village President	10,800		
Stipend - Trustees	43,200		
Stipend - Village Clerk	7,200		
Stipend - Treasurer	-		
Stipend - Liquor Commission	1,200		
Per Diem - Police Pension Board	1,500		
Per Diem - Plan Commission	3,500		
FICA - Social Security and Med	4,774		
Legal	5,000		
Professional/Consulting	10,000		
Conventions and Travel	1,100		
Dues and Meetings	11,425		
Office Expenses	1,250		
Misc Expenditures	4,300		
Equipment	1,000		
LEGISLATIVE AND BOARDS	106,249	79,208	27,041
<u>ADMIN/FINANCE</u>			
Salaries - Regular	610,096		
Salaries - Part-time	69,088		
Overtime	500		
FICA - Social Security and Med	51,997		
IMRF	72,635		
Health Insurance	94,464		
Life Insurance	224		
Dental Insurance	4,005		
Legal Services	35,000		
Audit Services	21,300		
Finance Services	28,650		

Professional/Consulting Fees	10,000		
Conferences and Travel	11,700		
Seminars and Training	8,900		
Dues and Meetings	4,435		
Office Expenses	4,700		
Information Technology Supplies	6,500		
Postage	2,000		
Publishing/Advertising	4,180		
Printing	13,500		
Equipment/IT Repair and Maint	71,350		
Website Maintenance	3,000		
Banking Services/Fees	12,400		
Telephone	-		
Phones and Connectivity	11,100		
Miscellaneous	14,220		
Equipment	2,000		
Vehicle Equipment Fund Charges	9,343		
ADMIN/FINANCE	1,177,287	1,066,223	111,064

POLICE COMMISSION

Meetings Per Diem	1,500		
Salaries - Part-time	-		
FICA - Social Security and Med	-		
Legal	800		
Conventions and Travel	-		
Recruit Testing	5,000		
Dues and Meetings	375		
Misc Expenditures	-		
POLICE COMMISSION	7,675	7,675	-

POLICE

Salaries - Regular	3,068,546
Salaries - Part-time	77,885
Salaries - Overtime	162,500
Salaries - Court Time	16,900
Service Pay	2,500
On-Call Pay	24,000
Speciality Pay	3,120
FICA - Social Security and Med	258,648
IMRF	12,305
Health Insurance	424,769
Life Insurance	1,194
Dental Insurance	11,142
Police Pension	1,184,459
Uniform Allowance	26,050
Legal Services	40,000
Conferences and Travel	13,385
Training	28,303
Firearm Training	24,200
Tuition Reimbursement	-
Dues and Meetings	13,859
Office Expenses	15,000
Gas and Oil	65,000

Prisoner MTCE and Supplies	1,200		
Too Good for Drugs	-		
DARE Program Expenses	-		
Drug Fund Other Expenses	2,000		
Drug Seizure Program Expenses	-		
DUI Prevention (DUI Fines)	16,000		
Community Service	13,600		
Postage	2,500		
Equipment/IT Repair and Maint	36,930		
Vehicle Repair and Maint	46,600		
Animal Control	1,500		
Investigations	10,800		
Evidence Processing	3,000		
Licensing	-		
Emergency Management	13,900		
Telephone	-		
Phones and Connectivity	53,860		
Dispatching Services	160,000		
Miscellaneous	13,550		
Equipment	6,550		
Vehicle Equipment Fund Charges	177,484		
POLICE	6,033,239	4,097,911	1,935,328

COMMUNITY DEVELOPMENT

Salaries - Regular	341,278
Salaries - Part-time	19,933
Salaries - Overtime	2,500
FICA - Social Security and Med	27,824
IMRF	37,093
Health Insurance	45,778
Life Insurance	149
Dental Insurance	1,872
Uniform Allowance	500
Engineering Services	40,000
Legal Services	20,000
Planning	5,000
Inspection Services	207,750
Professional Consulting Fees	15,000
Conventions and Travel	5,100
Training	2,600
Tuition Reimbursement	-
Dues and Meetings	5,400
Office Expenses	4,000
Gas and Oil	2,000
Postage	1,800
Publishing	4,000
Printing	1,000
Equipment/IT Repair and Maint	700
Vehicle Repair and Maint	1,000
Grass Cutting	7,000
Telephone	-
Phones and Connectivity	4,100
Miscellaneous	1,500
Equipment	500

Vehicle Equipment Fund Charges

COMMUNITY DEVELOPMENT

12,269

817,646**732,473****85,173****PUBLIC WORKS**

Salaries - Regular 790,450

Salaries - Part-time 8,000

Salaries - Overtime 43,000

On-Call Pay 21,600

FICA - Social Security and Med 66,025

IMRF 92,674

Health Insurance 139,040

Life Insurance 411

Dental Insurance 4,941

Uniform Allowance 3,850

Engineering Services 17,000

Legal Services 3,500

Professional Consulting -

Conventions and Travel 4,820

Training 3,000

Dues and Meetings 1,840

Office Expenses 3,200

Custodial Supplies 13,800

Salt 2,800

Gas and Oil 25,000

Postage 1,500

Publishing 1,500

Printing 500

Equipment/IT Repair and Maint 8,000

Vehicle Repair and Maint 61,000

Public Buildings Repair and Maint 92,600

Mosquito Control 57,000

Public Grounds Repair and Maint 19,000

Grass Cutting 29,000

Tree Service 119,000

Snow Removal 150,000

Streets and Alleys Repair and Mnt 35,000

Sidewalks Repair and Maint 35,000

Storm Drain Maintenance 10,000

Traffic Signs and Signals 25,000

Telephone -

Phones and Connectivity 13,600

Street Lighting and Poles -

Utility 3,000

Miscellaneous 3,000

Equipment Purchases 6,000

Vehicle Equipment Fund Charges 164,877

PUBLIC WORKS**2,079,528****1,951,134****128,394****NON-DEPARTMENTAL**

Equipment Repair and Maint -

Fireworks 30,000

Beautification Committee 20,000

Veterans Memorial Committee -

Sales Tax Rebates	475,000		
Public Access Cable	97,000		
Capital Expenditures	-		
Misc. Expenditures	-		
NON-DEPARTMENTAL	622,000.00	622,000.00	-

INSURANCE FUND

Unemployment Tax	4,500		
Insurance Claims	40,000		
Administrative Fee	-		
Liability Insurance	305,000		
INSURANCE FUND	349,500	86,500	263,000

TOTAL	11,193,124	8,643,124	2,550,000
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DEBT SERVICE

Bonds and Interest	409,813		409,813
DEBT SERVICE	409,813	-	409,813

LIBRARY FUND

Salaries/Benefits	1,168,794		
Library Equipment and Services	310,756		
Materials	230,000		
Capital Building Project	350,000		
LIBRARY FUND	2,059,550	300,000	1,759,550

LIBRARY BLDG & EQUIP. MAINT.

Library Bldg Equip & Maint	107,500		
LIBRARY BLDG & EQUIP. MAINT.	107,500	-	107,500

TOTAL	13,769,987	8,943,124	4,826,863
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Recapitulation

	<u>Budget Amount</u>	<u>Other Sources</u>	<u>Amount Levied</u>
LEGISLATIVE	101,475	76,475	25,000
ADMIN/FINANCE	1,031,355	981,355	50,000
POLICE COMMISSION	7,675	7,675	-
POLICE	4,277,827	4,007,827	270,000
COMMUNITY DEVELOPMENT	752,729	696,729	56,000
PUBLIC WORKS	1,920,829	1,863,829	57,000
NON-DEPARTMENTAL	622,000	622,000	-
SUB TOTAL corporate	8,713,890	8,255,890	458,000

OTHER

AUDIT	21,300	16,300	5,000
LIABILITY INSURANCE	345,000	85,000	260,000
POLICE PROTECTION	300,000	100,000	200,000
EMPLOYER'S SOCIAL SECURITY	409,268	234,268	175,000
UNEMPLOYMENT INSURANCE	4,500	1,500	3,000
IMRF	214,707	114,707	100,000
POLICE PENSION	1,349,000	-	1,349,000
BONDS AND INTEREST	409,813	-	409,813
SUB TOTAL	3,053,588	551,775	2,501,813
 <i>SUBTOTAL</i>	 11,767,478	 8,807,665	 2,959,813
 LIBRARY FUND	 2,059,550	 300,000	 1,759,550
LIBRARY BLDG. & EQUIP. MAINT.	107,500	-	107,500
 SUB TOTAL LIBRARY	 2,167,050	 300,000	 1,867,050
 TOTALS:	 13,934,528	 9,107,665	 4,826,863

SECTION 2. That express reference for greater certainty is hereby made to the Budget of the Village of North Aurora, Kane County, Illinois for the fiscal year beginning June 1, 2019, and ending May 31, 2020, adopted by the Board of Trustees of the Village of North Aurora, Kane County, Illinois on May 6, 2019, and thereafter published and recorded according to law, in which said Budget said Board budgeted such sums of money as are deemed necessary to defray all expenses and liabilities of said Village of North Aurora, Kane County, Illinois, for said fiscal year and in which was budgeted for each object or purpose specified, and in which said Budget has been amended by Ordinance since adoption.

SECTION 3. That the Year Ending May 31, 2020 Levy is less than five percent (5%) greater than the extensions for the fiscal year beginning June 1, 2018, and ending May 31, 2019; notice of the Truth in taxation Hearing was published on November 21, 2019, and the hearing was conducted pursuant to the notice prior to passage of this Ordinance on December 2, 2019.

SECTION 4. That the Village Clerk of the Village of North Aurora, Kane County, Illinois is hereby directed to cause to be filed forthwith with the County Clerk of Kane County, Illinois, a certified copy of this Ordinance.

SECTION 5. That this Ordinance shall be printed in pamphlet form by authority of the President of the Board of Trustees of the Village of North Aurora, Kane County, Illinois.

SECTION 6. That this Ordinance shall be in full force and effect from and after its passage by the Board of Trustees of the Village of North Aurora, Kane County, Illinois, its approval by the President of said Board, its recording by the Clerk, and lapse of time as prescribed by law.

Presented to the Board of Trustees of the Village of North Aurora, Kane County, Illinois this 2nd day of December, 2019

Passed by the Board of Trustees of the Village of North Aurora, Kane County, Illinois this 2nd day of December, 2019

Trustee Mark Guethle _____
Trustee Mark Carroll _____
Trustee Michael Lowery _____

Trustee Mark Gaffino _____
Trustee Tao Martinez _____
Trustee Laura Curtis _____

Approved and signed by me as President of the Board of Trustees of the Village of North Aurora, Kane County, Illinois on this _____ day of December, 2019.

Dale Berman, Village President

ATTEST

Lori Murray, Village Clerk

State of Illinois)
) ss.
County of Kane)

Prepared by:

Village of North Aurora
25 E. State Street
North Aurora, IL 60542

Return to:

Village Clerk
Village of North Aurora
25 E. State St.
North Aurora, IL 60542

This page is added for the purpose of affixing Recording Information

VILLAGE OF NORTH AURORA
KANE COUNTY, ILLINOIS

Ordinance Number: _____

**AN ORDINANCE LEVYING THE TAXES FOR THE WATERFORD OAKS
SPECIAL SERVICE AREA #4 FOR THE FISCAL YEAR
BEGINNING JUNE 1, 2019 AND ENDING MAY 31, 2020**

As it appears in the records of the Village of North Aurora, Kane County, Illinois

Adopted by the Board of Trustees and President
of the Village of North Aurora
the _____ day of _____, 2019

ORDINANCE NO. _____

**AN ORDINANCE LEVYING THE TAXES FOR THE WATERFORD OAKS
SPECIAL SERVICE AREA #4 FOR THE FISCAL YEAR
BEGINNING JUNE 1, 2019 AND ENDING MAY 31, 2020**

WHEREAS, Ordinance No. 96-24 establishing the Waterford Oaks Special Service Area was passed on July 22, 1996, as amended by Ordinance No. 10-11-01-01 passed on November 1, 2010, for the property collectively described therein; and

WHEREAS, the cost for maintenance of the Special Service Area is \$8,600.00, which does not exceed by more than five percent (5%) the levy from the previous year; and

WHEREAS, the ordinance establishing the Waterford Oaks Special Service Area was recorded in the Kane County Recorder of Deeds Office and filed with the Kane County Clerk's Office, all according to law.

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of North Aurora, Illinois, as follows:

1. That the foregoing recitals as set forth above are incorporated herein expressly as the findings of the Board of Trustees;
2. That the amount of \$8,600.00 shall be levied as the Special Service Area tax for the fiscal year beginning June 1, 2019 and ending May 31, 2020 for the Waterford Oaks Special Service Area;
3. This Ordinance shall be in full force and effect immediately upon its passage and publication, in pamphlet form, as required by law.

Presented to the Board of Trustees of the Village of North Aurora, Kane County, Illinois this _____ day of _____, 2019, A.D.

Passed by the Board of Trustees of the Village of North Aurora, Kane County, Illinois this _____ day of _____, 2019, A.D.

Tao Martinez	_____	Mark Guethle	_____
Mark Gaffino	_____	Michael Lowery	_____
Mark Carroll	_____	Laura Curtis	_____

Approved and signed by me as President of the Board of Trustees of the Village of North Aurora, Kane County, Illinois this _____ day of _____ 2019, A.D.

ATTEST:

Dale Berman, Village President

Village Clerk

State of Illinois)
) ss.
County of Kane)

Prepared by:

Village of North Aurora
25 E. State Street
North Aurora, IL 60542

Return to:

Village Clerk
Village of North Aurora
25 E. State St.
North Aurora, IL 60542

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VILLAGE OF NORTH AURORA
KANE COUNTY, ILLINOIS

Ordinance Number: _____

**AN ORDINANCE LEVYING THE TAXES FOR THE
TIMBER OAKS SPECIAL SERVICE AREA #8 FOR THE FISCAL
YEAR BEGINNING JUNE 1, 2019 AND ENDING MAY 31, 2020**

As it appears in the records of the Village of North Aurora, Kane County, Illinois

Adopted by the Board of Trustees and President
of the Village of North Aurora
the _____ day of _____, 2019

ORDINANCE NO. _____

**AN ORDINANCE LEVYING THE TAXES FOR THE
TIMBER OAKS SPECIAL SERVICE AREA #8 FOR THE FISCAL
YEAR BEGINNING JUNE 1, 2019 AND ENDING MAY 31, 2020**

WHEREAS, Ordinance No. 96-37 establishing the Timber Oaks Special Service Area was passed on October 28, 1996 for the property collectively described therein; and

WHEREAS, the cost for maintenance of the Special Service Area is \$7,500.00, which exceeds by more than five percent (5%) the levy from the previous year; and

WHEREAS, the notice and hearing requirements specific in Section 27-32 of the Special Service Area Tax Law (35 ILCS 200.27-32) have been satisfied; and

WHEREAS, the ordinance establishing the Timber Oaks Special Service Area was recorded in the Kane County Recorder of Deeds Office and filed with the Kane County Clerk's Office, all according to law; and

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of North Aurora, Illinois, as follows:

1. That the foregoing recitals as set forth above are incorporated herein expressly as the findings of the Board of Trustees;
2. That the amount of \$7,500.00 shall be levied as the Special Service Area tax for the fiscal year beginning June 1, 2019 and ending May 31, 2020 for the Timber Oaks Special Service Area;
3. This Ordinance shall be in full force and effect immediately upon its passage and publication, in pamphlet form, as required by law.

Presented to the Board of Trustees of the Village of North Aurora, Kane County, Illinois this _____ day of _____, 2019, A.D.

Passed by the Board of Trustees of the Village of North Aurora, Kane County, Illinois this _____ day of _____, 2019, A.D.

Tao Martinez _____

Mark Guethle _____

Mark Gaffino _____

Michael Lowery _____

Mark Carroll _____

Laura Curtis _____

Approved and signed by me as President of the Board of Trustees of the Village of North Aurora, Kane County, Illinois this _____ day of _____ 2019, A.D.

ATTEST:

Dale Berman, Village President

Village Clerk

State of Illinois)
) ss.
County of Kane)

Prepared by:

Village of North Aurora
25 E. State Street
North Aurora, IL 60542

Return to:

Village Clerk
Village of North Aurora
25 E. State St.
North Aurora, IL 60542

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VILLAGE OF NORTH AURORA
KANE COUNTY, ILLINOIS

Ordinance Number: _____

**AN ORDINANCE LEVYING THE TAXES FOR THE PINECREEK (PHASE III)
SPECIAL SERVICE AREA #9 FOR THE FISCAL YEAR
BEGINNING JUNE 1, 2019 AND ENDING MAY 31, 2020**

As it appears in the records of the Village of North Aurora, Kane County, Illinois

Adopted by the Board of Trustees and President
of the Village of North Aurora
the _____ day of _____, 2019

ORDINANCE NO. _____

**AN ORDINANCE LEVYING THE TAXES FOR THE PINECREEK (PHASE III)
SPECIAL SERVICE AREA #9 FOR THE FISCAL YEAR
BEGINNING JUNE 1, 2019 AND ENDING MAY 31, 2020**

WHEREAS, Ordinance No. 97-22 establishing the Pinecreek (Phase III) Special Service Area was passed on July 14, 1997 for the property collectively described therein; and

WHEREAS, the cost for the maintenance of the Special Service Area is \$2,000.00, which does not exceed by more than five percent (5%) the levy from the previous year; and

WHEREAS, the ordinance establishing the Pinecreek (Phase III) Special Service Area was recorded in the Kane County Recorder of Deeds Office and filed with the Kane County Clerk's Office, all according to law; and

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of North Aurora, Illinois, as follows:

1. That the foregoing recitals as set forth above are incorporated herein expressly as the findings of the Board of Trustees;
2. That the amount of \$2,000.00 shall be levied as the Special Service Area tax for the fiscal year beginning June 1, 2019 and ending May 31, 2020 for the Pine Creek (Phase III) Special Service Area;
3. This Ordinance shall be in full force and effect immediately upon its passage and publication, in pamphlet form, as required by law.

Presented to the Board of Trustees of the Village of North Aurora, Kane County, Illinois this _____ day of _____, 2019, A.D.

Passed by the Board of Trustees of the Village of North Aurora, Kane County, Illinois this _____ day of _____, 2019, A.D.

Tao Martinez _____

Mark Guethle _____

Mark Gaffino _____

Michael Lowery _____

Mark Carroll _____

Laura Curtis _____

Approved and signed by me as President of the Board of Trustees of the Village of North Aurora, Kane County, Illinois this _____ day of _____ 2019, A.D.

ATTEST:

Dale Berman, Village President

Village Clerk

State of Illinois)
) ss.
County of Kane)

Prepared by:

Village of North Aurora
25 E. State Street
North Aurora, IL 60542

Return to:

Village Clerk
Village of North Aurora
25 E. State St.
North Aurora, IL 60542

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VILLAGE OF NORTH AURORA
KANE COUNTY, ILLINOIS

Ordinance Number: _____

**AN ORDINANCE LEVYING THE TAXES FOR THE WILLOW LAKES
SPECIAL SERVICE AREA #11 FOR THE FISCAL YEAR
BEGINNING JUNE 1, 2019 AND ENDING MAY 31, 2020**

As it appears in the records of the Village of North Aurora, Kane County, Illinois

Adopted by the Board of Trustees and President
of the Village of North Aurora
the _____ day of _____, 2019

ORDINANCE NO. _____

**AN ORDINANCE LEVYING THE TAXES FOR THE WILLOW LAKES
SPECIAL SERVICE AREA #11 FOR THE FISCAL YEAR
BEGINNING JUNE 1, 2019 AND ENDING MAY 31, 2020**

WHEREAS, Ordinance No. 98-2 establishing the Willow Lakes Special Service Area was passed on February 9, 1998 for the property collectively described therein; and

WHEREAS, the cost for maintenance of the Special Service Area is \$200.00, which does not exceed by more than five percent (5%) the levy from the previous year; and

WHEREAS, the ordinance establishing the Willow Lakes Special Service Area was recorded in the Kane County Recorder of Deeds Office and filed with the Kane County Clerk's Office, all according to law; and

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of North Aurora, Illinois, as follows:

1. That the foregoing recitals as set forth above are incorporated herein expressly as the findings of the Board of Trustees;
2. That the amount of \$200.00 shall be levied as the Special Service Area tax for the fiscal year beginning June 1, 2019 and ending May 31, 2020 for the Willow Lakes Special Service Area;
3. This Ordinance shall be in full force and effect immediately upon its passage and publication, in pamphlet form, as required by law.

Presented to the Board of Trustees of the Village of North Aurora, Kane County, Illinois this _____ day of _____, 2019, A.D.

Passed by the Board of Trustees of the Village of North Aurora, Kane County, Illinois this _____ day of _____, 2019, A.D.

Tao Martinez _____

Mark Guethle _____

Mark Gaffino _____

Michael Lowery _____

Mark Carroll _____

Laura Curtis _____

Approved and signed by me as President of the Board of Trustees of the Village of North Aurora, Kane County, Illinois this _____ day of _____ 2019, A.D.

ATTEST:

Village President

Village Clerk

State of Illinois)
) ss.
County of Kane)

Prepared by:

Village of North Aurora
25 E. State Street
North Aurora, IL 60542

Return to:

Village Clerk
Village of North Aurora
25 E. State St.
North Aurora, IL 60542

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VILLAGE OF NORTH AURORA
KANE COUNTY, ILLINOIS

Ordinance Number: _____

**AN ORDINANCE LEVYING THE TAXES FOR THE
NORTH AURORA TOWNE CENTRE SERVICE AREA #32 FOR THE FISCAL
YEAR BEGINNING JUNE 1, 2019 AND ENDING MAY 31, 2020**

As it appears in the records of the Village of North Aurora, Kane County, Illinois

Adopted by the Board of Trustees and President
of the Village of North Aurora
the _____ day of _____, 2019

ORDINANCE NO. _____

**AN ORDINANCE LEVYING THE TAXES FOR THE
NORTH AURORA TOWNE CENTRE SERVICE AREA #32 FOR THE FISCAL
YEAR BEGINNING JUNE 1, 2019 AND ENDING MAY 31, 2020**

WHEREAS, Ordinance No. 05-10-24-02 establishing the North Aurora Towne Centre Service Area #32 was passed on October 24, 2005, for the property collectively described therein; and

WHEREAS, the cost for maintenance of the Special Service Area is \$30,000.00; which exceeds by more than five percent (5%) the levy from the previous year; and

WHEREAS, the notice and hearing requirements specific in Section 27-32 of the Special Service Area Tax Law (35 ILCS 200.27-32) have been satisfied; and

WHEREAS, the ordinance establishing the North Aurora Towne Centre Service Area #32 was recorded in the Kane County Recorder of Deeds Office and filed with the Kane County Clerk's Office, all according to law; and

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of North Aurora, Illinois, as follows:

1. That the foregoing recitals as set forth above are incorporated herein expressly as the findings of the Board of Trustees;
2. That the amount of \$30,000.00 shall be levied as the Special Service Area tax for the fiscal year beginning June 1, 2019, and ending May 31, 2020, for the North Aurora Towne Centre Service Area #32;
3. This Ordinance shall be in full force and effect immediately upon its passage and publication, in pamphlet form, as required by law.

Presented to the Board of Trustees of the Village of North Aurora, Kane County, Illinois this _____ day of _____, 2019, A.D.

Passed by the Board of Trustees of the Village of North Aurora, Kane County, Illinois this _____ day of _____, 2019, A.D.

Tao Martinez _____

Mark Guethle _____

Mark Gaffino _____

Michael Lowery _____

Mark Carroll _____

Laura Curtis _____

Approved and signed by me as President of the Board of Trustees of the Village of North Aurora, Kane County, Illinois this _____ day of _____ 2019, A.D.

Dale Berman, Village President

ATTEST:

Village Clerk

State of Illinois)
) ss.
County of Kane)

Prepared by:

Village of North Aurora
25 E. State Street
North Aurora, IL 60542

Return to:

Village Clerk
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25 E. State St.
North Aurora, IL 60542

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VILLAGE OF NORTH AURORA
KANE COUNTY, ILLINOIS

Ordinance Number: _____

**AN ORDINANCE PARTIALLY ABATING THE TAX HERETOFORE LEVIED FOR THE
YEAR 2019 TO PAY DEBT SERVICE ON \$4,525,000 GENERAL OBLIGATION REFUNDING
BONDS, SERIES 2009, OF THE VILLAGE OF NORTH AURORA, KANE COUNTY, ILLINOIS**

As it appears in the records of the Village of North Aurora, Kane County, Illinois

Adopted by the Board of Trustees and President
of the Village of North Aurora
the _____ day of _____, 2019

ORDINANCE NO. _____

**AN ORDINANCE PARTIALLY ABATING THE TAX HERETOFORE LEVIED
FOR THE YEAR 2019 TO PAY DEBT SERVICE ON \$4,525,000 GENERAL
OBLIGATION REFUNDING BONDS, SERIES 2009, OF
THE VILLAGE OF NORTH AURORA, KANE COUNTY, ILLINOIS**

WHEREAS, the President and Board of Trustees (the "Board") of the Village of North Aurora, Kane County, Illinois (the "Village"), by ordinance adopted on the 19th day of October, 2009 (the "Ordinance"), did provide for the issue of \$4,525,000 General Obligation Refunding Bonds, Series 2009, dated November 15, 2009 (the "Bonds"), and the levy of a direct annual tax sufficient to pay the principal of and interest on the Bonds; and

WHEREAS, some funds are available for the purpose of paying debt service on the Bonds heretofore imposed by the 2019 levy; and

WHEREAS, it is necessary and in the best interests of the Village that the tax heretofore levied for the year 2019 to pay the Bonds be partially abated.

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of North Aurora, Kane County, Illinois, as follows:

Section 1. Abatement of Tax. The tax heretofore levied for the year 2019 in the Ordinance is partially abated in the amount of \$115,000.00, reducing the levy from \$409,812.50 to \$294,812.50.

Section 2. Filing of Ordinance. Forthwith upon the adoption of this ordinance, the Village Clerk of the Village shall file a certified copy hereof with the County Clerk of Kane County, Illinois, and it shall be the duty of said County Clerk to abate said tax as described in Section 1 levied for the year 2019 in accordance with the provisions hereof.

Section 3. Effective Date. This ordinance shall be in full force and effect forthwith upon its adoption.

Presented to the Board of Trustees of the Village of North Aurora, Kane County, Illinois this ____ day of _____, 2019, A.D.

Passed by the Board of Trustees of the Village of North Aurora, Kane County, Illinois this ____ day of _____, 2019, A.D.

Tao Martinez _____

Mark Guethle _____

Mark Gaffino _____

Michael Lowery _____

Mark Carroll _____

Laura Curtis _____

Approved and signed by me as President of the Board of Trustees of the Village of North Aurora, Kane County, Illinois this ____ day of _____ 2019, A.D.

Dale Berman, Village President

ATTEST:

Village Clerk

State of Illinois)
) ss.
County of Kane)

Prepared by:
Village of North Aurora
25 E. State Street
North Aurora, IL 60542

Return to:
Village Clerk
Village of North Aurora
25 E. State St.
North Aurora, IL 60542

This page is added for the purpose of affixing Recording Information

VILLAGE OF NORTH AURORA
KANE COUNTY, ILLINOIS

Ordinance Number: _____

**AN ORDINANCE ABATING THE TAX HERETOFORE LEVIED FOR THE YEAR 2019
TO PAY DEBT SERVICE ON \$6,885,000 GENERAL OBLIGATION REFUNDING BONDS,
SERIES 2014 (ALTERNATE REVENUE SOURCE),
OF THE VILLAGE OF NORTH AURORA, KANE COUNTY, ILLINOIS**

As it appears in the records of the Village of North Aurora, Kane County, Illinois

Adopted by the Board of Trustees and President
of the Village of North Aurora
the _____ day of _____, 2019

ORDINANCE NO. _____

**AN ORDINANCE ABATING THE TAX HERETOFORE LEVIED
FOR THE YEAR 2019 TO PAY DEBT SERVICE ON \$6,885,000 GENERAL
OBLIGATION REFUNDING BONDS, SERIES 2014 (ALTERNATE REVENUE SOURCE), OF
THE VILLAGE OF NORTH AURORA, KANE COUNTY, ILLINOIS**

WHEREAS, the President and Board of Trustees (the "Board") of the Village of North Aurora, Kane County, Illinois (the "Village"), by ordinance adopted on the 20th day of October, 2014 (the "Ordinance"), did provide for the issue of \$6,885,000 General Obligation Refunding Bonds, Series 2014 (Alternate Revenue Source), dated November 13, 2014 (the "Bonds"), and the levy of a direct annual tax sufficient to pay the principal of and interest on the Bonds; and

WHEREAS, funds are available for the purpose of paying debt service on the Bonds heretofore imposed by the 2019 levy; and

WHEREAS, such funds are hereby directed to be deposited into the Pledged Revenues Account (as defined in the Ordinance) of the Bond Fund (as defined in the Ordinance) and used for the purpose of paying debt service on the Bonds; and

WHEREAS, it is necessary and in the best interests of the Village that the tax heretofore levied for the year 2019 to pay the Bonds be abated.

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of North Aurora, Kane County, Illinois, as follows:

Section 1. Abatement of Tax. The tax heretofore levied for the year 2019 in the Ordinance is hereby abated in its entirety.

Section 2. Filing of Ordinance. Forthwith upon the adoption of this ordinance, the Village Clerk of the Village shall file a certified copy hereof with the County Clerk of Kane County, Illinois, and it shall be the duty of said County Clerk to abate said tax levied for the year 2019 in accordance with the provisions hereof.

Section 3. Effective Date. This ordinance shall be in full force and effect forthwith upon its adoption.

Presented to the Board of Trustees of the Village of North Aurora, Kane County, Illinois this _____ day of _____, 2019, A.D.

Passed by the Board of Trustees of the Village of North Aurora, Kane County, Illinois this _____ day of _____, 2019, A.D.

Tao Martinez _____

Mark Guethle _____

Mark Gaffino _____

Michael Lowery _____

Mark Carroll _____

Laura Curtis _____

Approved and signed by me as President of the Board of Trustees of the Village of North Aurora, Kane County, Illinois this _____ day of _____ 2019, A.D.

Dale Berman, Village President

ATTEST:

Village Clerk

State of Illinois)
) ss.
County of Kane)

Prepared by:

Village of North Aurora
25 E. State Street
North Aurora, IL 60542

Return to:

Village Clerk
Village of North Aurora
25 E. State St.
North Aurora, IL 60542

This page is added for the purpose of affixing Recording Information

VILLAGE OF NORTH AURORA
KANE COUNTY, ILLINOIS

Ordinance Number: _____

**AN ORDINANCE ABATING THE TAX HERETOFORE LEVIED FOR THE YEAR 2019
TO PAY DEBT SERVICE ON \$5,800,000 GENERAL OBLIGATION BONDS,
SERIES 2017 (ALTERNATE REVENUE SOURCE),
OF THE VILLAGE OF NORTH AURORA, KANE COUNTY, ILLINOIS**

As it appears in the records of the Village of North Aurora, Kane County, Illinois

Adopted by the Board of Trustees and President
of the Village of North Aurora
the _____ day of _____, 2019

ORDINANCE NO. _____

**AN ORDINANCE ABATING THE TAX HERETOFORE LEVIED
FOR THE YEAR 2019 TO PAY DEBT SERVICE ON \$5,800,000 GENERAL
OBLIGATION BONDS, SERIES 2017 (ALTERNATE REVENUE SOURCE), OF
THE VILLAGE OF NORTH AURORA, KANE COUNTY, ILLINOIS**

WHEREAS, the President and Board of Trustees (the "Board") of the Village of North Aurora, Kane County, Illinois (the "Village"), by ordinance adopted on the 20th day of March, 2017 (the "Ordinance"), did provide for the issue of \$5,800,000 General Obligation Bonds, Series 2017 (Alternate Revenue Source), dated April 4, 2017 (the "Bonds"), and the levy of a direct annual tax sufficient to pay the principal of and interest on the Bonds; and

WHEREAS, funds are available for the purpose of paying debt service on the Bonds heretofore imposed by the 2019 levy; and

WHEREAS, such funds are hereby directed to be deposited into the Pledged Revenues Account (as defined in the Ordinance) of the Bond Fund (as defined in the Ordinance) and used for the purpose of paying debt service on the Bonds; and

WHEREAS, it is necessary and in the best interests of the Village that the tax heretofore levied for the year 2019 to pay the Bonds be abated.

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of North Aurora, Kane County, Illinois, as follows:

Section 1. Abatement of Tax. The tax heretofore levied for the year 2019 in the Ordinance is hereby abated in its entirety.

Section 2. Filing of Ordinance. Forthwith upon the adoption of this ordinance, the Village Clerk of the Village shall file a certified copy hereof with the County Clerk of Kane County, Illinois, and it shall be the duty of said County Clerk to abate said tax levied for the year 2019 in accordance with the provisions hereof.

Section 3. Effective Date. This ordinance shall be in full force and effect forthwith upon its adoption.

Presented to the Board of Trustees of the Village of North Aurora, Kane County, Illinois this ____ day of _____, 2019, A.D.

Passed by the Board of Trustees of the Village of North Aurora, Kane County, Illinois this ____ day of _____, 2019, A.D.

Tao Martinez _____

Mark Guethle _____

Mark Gaffino _____

Michael Lowery _____

Mark Carroll _____

Laura Curtis _____

Approved and signed by me as President of the Board of Trustees of the Village of North Aurora, Kane County, Illinois this ____ day of _____ 2019, A.D.

Dale Berman, Village President

ATTEST:

Village Clerk

Memorandum



To: Village President and Board of Trustees
CC: Steve Bosco, Village Administrator
From: David Hansen, Administrative/GIS Analyst
Date: 11-26-19
Re: 2020 July 3rd Fireworks on the Fox River

Melrose Pyrotechnics recently provided a contract for the 2020 July 3rd Fireworks display in Riverfront Park. The Village has used Melrose Pyrotechnics for the past three years, as the firework vendor for the Village's July 3rd Independence Day celebration. Since 2017, the Village has paid Melrose Pyrotechnics \$25,000 each year. For 2020's upcoming show, Melrose Pyrotechnics informed staff that there will be no change in cost or quality of the show when compared to the show in 2019. In 2019, Melrose Pyrotechnics choreographed the firework show to music which was included in the \$25,000 cost for the show. Melrose mentioned that the choreography would also be included in 2020 contract with no additional charge.

If the Village is interested in Melrose Pyrotechnics choreographing the firework show to music again, Melrose has asked the Village to approve the contract by January. The Village approved the contract in early December last year so Melrose had an ample amount of time to choreograph the show as they anticipate conducting around 260 firework displays during the week of July 4th. Melrose would create a soundtrack for the show and would work with the Village to ensure the music for the show is appropriate. The Village would need to provide the sound equipment for the music that is played during the show.

The Village's Independence Day celebration would be on Friday, July 3rd, 2020 at 9:30 p.m. The rain date for the event is Saturday, July 4th, 2020. If the rain date would get rained out, the Village and Melrose Pyrotechnics would decide on a mutually agreed date. The fireworks would most likely be shot off in the same location as the previous years. Melrose will be required to work with the North Aurora Fire Protection District regarding the show's setup prior and during the event.

Attached is the July 3rd Firework contract from Melrose Pyrotechnics.

Also attached is Melrose's preview of the certificate of insurance (COI). Melrose provides a preview of the insurance because they individually submit each COI after the contract is signed. Melrose will submit the required COI upon Village Board approval and the signing of the contract.

MELROSE PYROTECHNICS, INC.

AGREEMENT

This contract entered into this 14th Day of November AD 2019 by and between MELROSE PYROTECHNICS, INC. of Kingsbury, Indiana and Village of North Aurora (CUSTOMER) of City North Aurora State Illinois.

WITNESSETH: Melrose Pyrotechnics, Inc. for and in consideration of the terms hereinafter mentioned, agrees to furnish to the Customer One (1) Fireworks Display(s) as per agreement made and accepted and made a part hereof, including the services of our Operator to take charge of and fire display under the supervision and direction of the Customer, said display to be given on the evening of July 3, 2020 with a rain date of July 4, 2020 Customer Initial _____, weather permitting, it being understood that should inclement weather prevent the giving of this display on the date mentioned herein the parties shall agree to a mutually convenient alternate date, within six (6) months of the original display date. If the show is rescheduled prior to our truck leaving the facility, Customer shall remit to Melrose Pyrotechnics, Inc. an additional 15% of the total contract price for additional expenses in presenting the display on an alternate date. If the show is rescheduled after our trucks leave the facility, Customer shall remit to Melrose Pyrotechnics, Inc. an additional 40% of the total contract price for additional expenses incurred. The determination to cancel the show because of inclement or unsafe weather conditions shall rest within the sole discretion of Melrose Pyrotechnics, Inc. In the event the Customer does not choose to reschedule another date or cannot agree to a mutually convenient date, Melrose Pyrotechnics, Inc. shall be entitled to 50% of the contract price for costs, damages and expenses. If the fireworks exhibition is canceled by Customer prior to the display, Customer shall be responsible for and shall pay to Melrose Pyrotechnics, Inc. on demand, all Melrose Pyrotechnics Inc.'s out of pocket expenses incurred in preparation for the show including, but not limited to, material purchases, preparation and design costs, licenses and employee charges.

MELROSE PYROTECHNICS, INC. agrees to furnish all necessary fireworks display materials and personnel for a fireworks display in accordance with the program approved by the parties. Quantities and varieties of products in the program are approximate. After final design, exact specifications will be supplied upon request. Should this display require any Union related costs; their fees are not included in this agreement.

It is further agreed and understood that the CUSTOMER is to pay MELROSE PYROTECHNICS, INC. the sum of Twenty Five Thousand Dollars and 00/100 (\$25,000.00). A service fee of 1 ½ % per month shall be added, if account is not paid within 30 days of the show date.

MELROSE PYROTECHNICS, INC. will obtain Public Liability and Property Damage and Workers Compensation Insurance. All those entities/individuals who are listed on the certificate of insurance will be deemed an additional insured on our liability policy.


CUSTOMER will timely secure and provide the following items:

- (a) Sufficient area for the display, including a minimum spectator set back of 280 feet at all points from the discharge area.
- (b) Funds for all permits, licenses, and approvals as required by local, state and federal laws for fireworks display.
- (c) Protection of the display area by roping-off or similar facility.
- (d) Adequate police protection to prevent spectators from entering display area.
- (e) Search of the fallout area at first light following a nighttime display.

It is further agreed and mutually understood that nothing in this contract shall be construed or interpreted to mean a partnership, both parties being hereto responsible for their separate and individual debts and obligations and neither party shall be responsible for any agreements not stipulated in this contract. Customer agrees to pay any and all collection costs, including reasonable attorney's fees and court costs incurred by Melrose Pyrotechnics, Inc. in the collection or attempted collections of any amount due under this agreement and invoice.

The parties hereto do mutually and severally guarantee terms, conditions, and payments of this contract, these articles to be binding upon the parties, themselves, their heirs, executors, administrators, successors and assigns.

MELROSE PYROTECHNICS, INC.

By 

Date Signed: November 14, 2019

Brian Jesse - Event Producer

P.O. Box 302, 1 Kingsbury Industrial Park
Kingsbury, IN 46345
(800) 771-7976

CUSTOMER

By _____
Its duly authorized agent, who represents he/she has full authority to bind the customer.

Date Signed _____
(PLEASE TYPE OR PRINT)

Name _____

Address _____

Phone _____

Email _____



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

3/7/2019

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER Britton Gallagher One Cleveland Center, Floor 30 1375 East 9th Street Cleveland OH 44114	CONTACT NAME:	
	PHONE (A/C, No., Ext): 216-658-7100	FAX (A/C, No): 216-658-7101
INSURED Melrose Pyrotechnics, Inc. Kingsbury Industrial Parkway Heinold Complex Kingsbury IN 46345	E-MAIL ADDRESS:	
	INSURER(S) AFFORDING COVERAGE	
	INSURER A: LM Ins Corp	
	INSURER B: Everest Indemnity Insurance Co.	
	INSURER C: Maxum Indemnity Company	
	INSURER D: Everest Denali Insurance Company	
INSURER E:		
INSURER F:		

COVERAGES

CERTIFICATE NUMBER: 477708544

REVISION NUMBER:

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSR	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
B	GENERAL LIABILITY <input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input checked="" type="checkbox"/> PROJECT <input type="checkbox"/> LOC			SI8ML00042-191	1/15/2019	1/15/2020	EACH OCCURRENCE \$1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$500,000 MED EXP (Any one person) \$ PERSONAL & ADV INJURY \$1,000,000 GENERAL AGGREGATE \$2,000,000 PRODUCTS - COMP/OP AGG \$2,000,000 \$
D	AUTOMOBILE LIABILITY <input checked="" type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input checked="" type="checkbox"/> HIRED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input checked="" type="checkbox"/> NON-OWNED AUTOS			SI8CA00025-191	1/15/2019	1/15/2020	COMBINED SINGLE LIMIT (Ea accident) \$1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ \$
C	UMBRELLA LIAB <input checked="" type="checkbox"/> OCCUR EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE DED <input type="checkbox"/> RETENTION \$			EXC6017975	1/15/2019	1/15/2020	EACH OCCURRENCE \$4,000,000 AGGREGATE \$4,000,000 \$
A	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below Y/N <input type="checkbox"/> N/A			WC734S381030 (IL)	4/4/2019	4/4/2020	<input checked="" type="checkbox"/> WC STATUTORY LIMITS <input type="checkbox"/> OTHER USL&H Included E.L. EACH ACCIDENT \$1,000,000 E.L. DISEASE - EA EMPLOYEE \$1,000,000 E.L. DISEASE - POLICY LIMIT \$1,000,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (Attach ACORD 101, Additional Remarks Schedule, if more space is required)

Additional Insured extension of coverage is provided by above referenced General Liability policy where required by written agreement.
DISPLAY DATE: July 3, 2019 with a July 4, 2019 rain date
LOCATION: 25 E. State St., North Aurora, Illinois
ADDITIONAL INSURED: Village of North Aurora; Fox Valley Park District

CERTIFICATE HOLDER**CANCELLATION**

Village of North Aurora 25 E. State St. North Aurora IL 60542	SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS. AUTHORIZED REPRESENTATIVE
---	---

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VILLAGE OF NORTH AURORA BOARD REPORT

TO: VILLAGE PRESIDENT & BOARD OF TRUSTEES
CC: STEVE BOSCO, VILLAGE ADMINISTRATOR
FROM: MIKE TOTH, COMMUNITY AND ECONOMIC DEVELOPMENT DIRECTOR
SUBJECT: 24 S. LINCOLNWAY (MOKA COFFEE) TIF AGREEMENT
AGENDA: DECEMBER 2, 2019 REGULAR VILLAGE BOARD MEETING

ITEM

Ordinance approving a TIF Reimbursement Agreement for the property located at 24 S. Lincolnway, North Aurora, Illinois

DISCUSSION

The subject property is developed as an operational drive through coffee shop located in the Route 31 Tax Increment Financing District. The business/property owner has made a formal request to the Village for the reimbursement of certain site development costs associated with the redevelopment of the property. A request in the amount of \$232,758 over the course of a five (5) year period has been made to assist with borrowing costs. According to the property owner, the cost to acquire the land, build and put the business into service was over \$1,100,000.

The Operations Committee discussed this item at their November 4, 2019 meeting. The business/property owner conducted a PowerPoint presentation, which included background on the business, specifics on the development costs, why the development costs were high and how the TIF funds would assist the business moving forward. Said PowerPoint presentation has been attached for informational purposes. While some Board members questioned the need for the financial assistance, in the context that the absorbent development costs should have been anticipated, the general consensus from the Board members was that the Village should provide some type of financial assistance. The Committee did inquire about the anticipated annual tax increment generated by the property, which staff estimates to be \$1,700 (2019 tax year).

The Village Board discussed this item at their November 18, 2019 Committee of the Whole meeting. The business/property owner gave a condensed version of the PowerPoint presentation presented to the Operations Committee. Through the course of the discussion, staff asked the Village Board specific questions relative to a potential TIF Agreement, which included the terms, amount and repayment structure. Similar to the Operations Committee discussion, the Board was supportive of utilizing TIF funds for the reimbursement of the eligible site development costs. The Board concluded that they were supportive of a reimbursement amount of \$200,000 over the course of five years, spread evenly at \$40,000 per year. The Board was comfortable with the terms of the agreement, which have been included in the Agreement for consideration.

Attachment

1. Request for funds, prepared by Scott Miller, received September 30, 2019
2. November 18, 2019 Committee of the Whole report
3. Ordinance approving a TIF Reimbursement Agreement for the property located at 24 S. Lincolnway, North Aurora, Illinois

MILLER COFFEE PROPERTY, LLC

Village of North Aurora

Attn: Mike Toth

25 E. State St.

North Aurora, IL 60542

Dear Mike

Please let this letter serve as request for TIF funds, for reimbursement of TIF eligible expenses related to the now completed Moka Coffee Shop site at 24 S. Lincolnway, North Aurora. The following is a summary of requested reimbursement of site-related expenses:

Environmental testing, staking, surveying: \$8226

Earthwork, parking & other site work: \$48,662

Site Utilitites - Sanitary, Water and Storm: \$78,361

Site concrete, curbs, paving, & walkways: \$82,570

Site Electric - Service and Site Lighting: \$14,939

Total: \$232,758 requesting to be paid over a 5 year period.

This list excludes haul-off of contaminated soil (already reimbursed). It also excludes \$140,365 of other TIF eligible expenses, including all of the Supervision & GC costs, landscaping, & other costs, none of which are related to the building construction itself. The total cost of this entire project has been approx. \$1,100,000 to date, and these reimbursements are vital to the business's survival. I would be happy to present details of this request in person.

The following page provides some background information that may be helpful in supporting this request.

28575 Deerpath Rd., Batavia IL 60510

630.536.4579

Email: espressoscott@gmail.com

Moka is a family owned (Scott & Jeanette Miller, & family) and operated drive-thru/walk-up coffee shop. We have 14 employees and are becoming very active in the community and in building business relationships.

Moka, being located in the TIF district, is requesting relief for a portion of the TIF eligible expenses that will allow Moka to be able to sustain itself by reducing our monthly debt payment. The request would be for financial relief over a 5 year period, with stipulations on our part including keeping the business license in good standing, the property in good shape, and our continued growing involvement in the community.

Several factors in the project evolution became extremely expensive, mostly related to site work that was far beyond our planned expectations. The following are some of the assumptions we made which contributed to the unexpected high cost of the project: 1) Construction Costs would be reasonably similar to other Moka stores, 2) A construction estimate would be reasonably possible before the land purchase, 3) some TIF relief would be possible for TIF eligible expenses, and 4) the time table to design and build would be similar to WI/MN stores.

Detail bids we finally received ranged from \$560k to \$921k, and even with the lowest bid we went with (after a 2nd round of bidding and) along with choosing the most knowledgeable/experienced GC, there were still a number of change orders that brought the final construction piece to over \$677k (excluding the land and other costs).

We believe this request for relief will give us the ability to have cashflows based on proformas, largely from other similar Moka stores actual performance, that will allow us to stay in business for the long haul. Without relief, we fear the debt monthly debt payments will prevent sustainability over time.

Again, this is not the entire list of TIF eligible expenses, but it is a partial list of identifiable costs that are clearly specific to the project that we could not have done any cheaper, in our opinion. So far our reception from North Aurora patrons has been amazing and seems to be, best we can tell, just what the community needs on the Lincolnway strip. We would be happy to come and give a more detailed overview of the project and need for the relief, along with a specific 5-year plan for success and ongoing involvement in the community.



Thank you - Scott Miller

25575 Deerpath Rd., Batavia IL 60510

630.536.4579

Email: espressoscott@gmail.com

VILLAGE OF NORTH AURORA BOARD REPORT

TO: VILLAGE PRESIDENT & BOARD OF TRUSTEES
CC: STEVE BOSCO, VILLAGE ADMINISTRATOR
FROM: MIKE TOTH, COMMUNITY AND ECONOMIC DEVELOPMENT DIRECTOR
SUBJECT: 24 S. LINCOLNWAY (MOKA COFFEE) TIF REQUEST
AGENDA: NOVEMBER 18, 2019 COMMITTEE OF THE WHOLE MEETING

DISCUSSION

The subject property is developed as an operational drive through coffee shop located in the Route 31 Tax Increment Financing District. The business/property owner has made a formal request to the Village for the reimbursement of certain site development costs associated with the redevelopment of the property. A request in the amount of \$232,758 over the course of a five (5) year period has been made to assist with borrowing costs. According to the property owner, the cost to acquire the land, build and put the business into service was over \$1,100,000.

The request being made was not unanticipated as it is the result of several months of discussion between Village staff and the business owner. The business owner discussed the potential need for TIF assistance before, during and after completion of the project. For informational purposes, staff notes the following benchmarks associated with the subject property:

1. **February 2016** – the Village purchased the subject property for \$200,000.
2. **September 2016** – the Village awarded the bid for the demolition of all site improvements and removal of underground storage tanks to Fox Excavating, Inc. at a cost of \$49,900.
3. **March 2018** – the Village sold the subject property for \$200,000 to the current property owner for development of the drive through coffee shop.
4. **February 2019** – the Village reimbursed the property owner in the amount of \$39,997 for the testing and disposal of contaminated soils.
5. **March 4, 2019** - the Village issued the temporary Certificate of Occupancy allowing the business to operate.
6. **May 31, 2019** - the Village issued the final Certificate of Occupancy.

The Village's TIF consultant, Teska Associates, Inc., has verified that the items requested as part of the reimbursement are TIF-eligible expenses. While an after-the-fact request is atypical, request and reimbursement can be made after completion of a project.

Route 31 Tax Increment Financing District

- 5.75 years remaining
- Current TIF revenue = \$508,000
- Ending fund balance = \$1,614,260 (May 31, 2019)

The Operations Committee discussed this item at their November 4, 2019 meeting. The business/property owner conducted a PowerPoint presentation, which included background on the business, specifics on the development costs, why the development costs were high and how the TIF funds would assist the business moving forward. Said PowerPoint presentation has been attached for informational purposes. While some Board members questioned the need for the financial assistance, in the context that the absorbent development costs should have been anticipated, the general consensus from the Board members was that the Village should provide some type of financial assistance. The Committee did inquire about the anticipated annual tax increment generated by the property, which staff estimates to be \$1,700 (2019 tax year).

Assuming support for an incentive agreement, staff is requesting feedback from the Village Board on the questions below. The questions are intended to provide the structure for a potential agreement, a draft of which would be brought back before the Village Board for additional feedback at a future Committee of the Whole meeting.

Are there any additional stipulations the Village Board would like to add to a potential TIF Agreement?

- The property owner provide documentation of all costs associated with the request in the form of paid invoices, canceled checks or any other documented proof of payment.
- Reimbursement be contingent upon the operational status of the business – if the business were to close, reimbursement would subsequently cease.
- Forfeiture of rights to any future financial assistance request to the Village.
- The business/property be in good standing with the Village.
- No delinquency of future payment to any taxing bodies.

The petitioner provided a specific breakdown of their request. Is the following amount(s) acceptable to the Village Board or is there a different amount that the Village Board is comfortable with?

	<u>Amount</u>	<u>Percentage of Request</u>
Environmental test, staking, surveying:	\$8,226	4%
Earthwork, parking & other site work:	\$48,662	21%
Site Utilities – Sanitary, Water and Storm:	\$78,361	34%
Site concrete, curbs, paving & walkways:	\$82,570	35%
Site Electric – Service and Site Lighting:	\$14,939	6%
	\$232,758	100%

The petitioner requested payout over a five-year term in the amounts provided below. Is this acceptable to the Village Board or is there a different payout schedule the Village Board is comfortable with?

<u>Year 1</u>	<u>Year 2</u>	<u>Year 3</u>	<u>Year 4</u>	<u>Year 5</u>
\$85,000	\$70,000	\$35,000	\$25,000	\$17,758

Attachments:

1. Request for funds, prepared by Scott Miller, received September 30, 2019
2. Request for funds Operations Committee presentation, prepared by Scott Miller, presented November 4, 2019

THE VILLAGE OF NORTH AURORA



VILLAGE OF NORTH AURORA
KANE COUNTY, ILLINOIS

Ordinance No. _____

**ORDINANCE APPROVING A TIF REIMBURSEMENT AGREEMENT FOR
THE PROPERTY LOCATED AT 24 S. LINCOLNWAY, NORTH AURORA, ILLINOIS**

Adopted by the
Board of Trustees and President
of the Village of North Aurora
this ____ day of _____, 2019

Published in Pamphlet Form
by authority of the Board of Trustees of the
Village of North Aurora, Kane County, Illinois,
this ____ day of _____, 2019
by _____.

Signed _____

THE VILLAGE OF NORTH AURORA

ORDINANCE No. _____

**ORDINANCE APPROVING A TIF REIMBURSEMENT AGREEMENT FOR
THE PROPERTY LOCATED AT 24 S. LINCOLNWAY, NORTH AURORA, ILLINOIS**

WHEREAS, the President and Board of Trustees previously adopted and approved Ordinance No. 02-08-12-01, being an Ordinance Designating the Route 31 Redevelopment Project Area; Ordinance No. 02-08-12-02, being an Ordinance Approving the Redevelopment Plan and Project for the Route 31 Redevelopment Project Area; and Ordinance No. 02-08-12-03, being an Ordinance Adopting Tax Increment Financing for the Route 31 Redevelopment Project Area (hereinafter "Route 31 TIF Ordinances"); and

WHEREAS, the Tax Increment Financing District has been established and created to encourage, promote, and spur on development and redevelopment of obsolete, vacant and blighted parcels along the Route 31 Corridor; and

WHEREAS, Miller Coffee Property, LLC ("Owner") owns the property located at 24 S. Lincolnway, North Aurora, Illinois, which is in the Route 31 Redevelopment Project Area and legally described as follows (the "Property"):

THE SOUTH HALF OF LOT 9 AND ALL OF LOTS 10, 11 AND 12 IN BLOCK 2 OF SCHNEIDER'S ADDITION TO NORTH AURORA, IN THE VILLAGE OF NORTH AURORA, KANE COUNTY, ILLINOIS.

WHEREAS, the Property is located in what the Village Board has previously identified as the key commercial corridor of the Route 31 Redevelopment Project Area in the vicinity of the intersection of State Street (Route 56) and Lincolnway (Route 31); and

WHEREAS, the Owner acquired the Property from the Village and has constructed a standalone Moka Coffee shop on the Property (the "Moka"); and

WHEREAS, the Moka is the first complete redevelopment of property in the key commercial corridor of the Route 31 Redevelopment Project Area with new construction and is considered to a prime catalyst for redevelopment of the area; and

WHEREAS, the Owner encountered immediate financial obstacles to the construction of the Moka facility with the lowest bid on the redevelopment of the site being well over twice as high as similar Moka facilities built in Wisconsin; and

WHEREAS, the Village staff and Village Board had communications with the Owner and publicly stated a desire to see the project move forward and a commitment to providing financial assistance from the TIF funds available in the TIF District to make the project financially feasible

THE VILLAGE OF NORTH AURORA

so that it would continue to benefit of the other properties in the area and as a catalyst to encourage further commercial revitalization and redevelopment in that key commercial area of the Route 31 TIF District; and

WHEREAS, the Owner has substantiated its cost to the Village in excess of commercially reasonable costs for a viable business without which help from the Village the project would not be financially sustainable

WHEREAS, a TIF Reimbursement Agreement has been negotiated with Miller Coffee Property, LLC ("Owner") owns the property located at 24 S. Lincolnway, North Aurora, Illinois, which is in the Route 31 Redevelopment Project Area and legally described as follows (the "Property"); and

WHEREAS, the President and Board of Trustees believe that the reimbursement is consistent with the goals and purposes of the Route 31 Redevelopment Project Area and in the best interests of the Village.

NOW, THEREFORE, BE IT RESOLVED by the President and the Board of Trustees as follows:

1. The recitals set forth above are incorporated herein as the material findings of the President and the Board of Trustees.
2. The Reimbursement Agreement by and between the Village of North Aurora and Miller Coffee Property, LLC for the property located at 24 S. Lincolnway North Aurora, Illinois, in the form attached hereto and incorporated herein as Exhibit "A" is hereby approved.
3. The Village President is hereby authorized and directed to sign the Miller Coffee Property, LLC on behalf of the Village.
4. Effective Date. This Ordinance shall be in full force and effect from and after its passage and approval and publication as required by law.

Presented to the Board of Trustees of the Village of North Aurora, Kane County, Illinois this _____ day of _____, 2019, A.D.

Passed by the Board of Trustees of the Village of North Aurora, Kane County, Illinois this _____ day of _____, 2019, A.D.

Mark Carroll _____

Laura Curtis _____

Mark Gaffino _____

Mark Guethle _____

Michael Lowery _____

Tao Martinez _____

Approved and signed by me as President of the Board of Trustees of the Village of North Aurora, Kane County, Illinois this _____ day of _____, 2019, A.D.

Dale Berman, Village President

ATTEST:

Lori Murray, Village Clerk

EXHIBIT A

REIMBURSEMENT AGREEMENT

By and Between

THE VILLAGE OF NORTH AURORA, ILLINOIS,

an Illinois municipal corporation

and

MILLER COFFEE PROPERTY, LLC

An Illinois limited liability company

TIF REIMBURSEMENT AGREEMENT

WHEREAS, Miller Coffee Property, LLC ("Owner") owns the property located at 24 S. Lincolnway, North Aurora, Illinois, which is in the Route 31 Redevelopment Project Area and legally described as follows (the "Property"):

THE SOUTH HALF OF LOT 9 AND ALL OF LOTS 10, 11 AND 12 IN BLOCK 2 OF SCHNEIDER'S ADDITION TO NORTH AURORA, IN THE VILLAGE OF NORTH AURORA, KANE COUNTY, ILLINOIS.

WHEREAS, the Village and the Owner have reached an agreement in regard to the reimbursement of property redevelopment costs that exceed the costs that would make the business reasonably sustainable, and the parties agree that reimbursement of those costs is necessary and appropriate to ensure the sustainability of the Property to spur on redevelopment in the area.

NOW, THEREFORE, BE IT AGREED by and between the **VILLAGE OF NORTH AURORA** (hereinafter "The Village"), and **MILLER COFFEE PROPERTY, LLC** ("Owner") as follows:

1. **Recitals.** The recitals set forth above are incorporated herein as a material component of this Agreement.

2. **Payments.** The Village hereby agrees to provide Two Hundred Thousand Dollars (\$200,000) in financial assistance to be paid out to the Owner in five (5) equal amounts over five (5) years beginning with the first payment beginning on or before April 30, 2020, with each additional payment being made on or before the 30th day of April, for four (4) additional payments annually thereafter, subject to all the terms and conditions of this Reimbursement Agreement.

3. **Owner's Covenants.** As a condition of receiving the scheduled payments, the Owner during the five (5) year term of the Reimbursement Agreement shall:

A. Maintain the Property in good condition, free from trash, litter and debris, keeping the building and facilities on the Property in good repair and in compliance with zoning, property maintenance codes, building codes, fire codes and all local, County and State laws and regulations that are applicable;

B. Pay all real estate taxes and municipal utilities and other amounts due to the Village promptly when due;

C. Operate the business on the property continuously and without disruption, except and unless the property has been affected by acts of God or other forces majeure (acts that are not reasonably in the control of the Owner), such as fire, hurricane, tornado, etc.;

D. Maintain ownership of the Property and shall not assign the right to receive the payments under this Reimbursement Agreement.

4. **Breach.** The Owner shall be in breach of this Reimbursement Agreement if the Owner fails to comply with the Owner's Covenants.

5. **Suspension of Payments.** Payments may be suspended, at the discretion of the Village, if the Owner is in breach of the Reimbursement Agreement for failure to comply with A, B or C of the Owner's Covenants until the Owner has corrected the failure, provided the Village provides written notice of the breach and an opportunity to address the non-compliance, which in no case shall be less than fifteen (15) business days.

6. **Force Majeure.** If a failure to comply with C or D of the Owner's Covenants is a result of God or other forces majeure (acts that are not reasonably in the control of the Owner), such as fire, hurricane, tornado, etc., are exceptions, Owner shall provide notice immediately after the event causing the failure, stating the reason(s) for the failure. If the Village disagrees that the failure is warranted, the Village shall respond in writing within thirty (30) days of the notice stating the reason(s) for the disagreement, otherwise the failure to comply shall be considered excepted from the breach provisions.

5. **Termination.**

A. The Village may terminate the Reimbursement Agreement for breach if, after notice in writing of the breach, the Owner fails to correct the breach within thirty (30) days, if the breach is able to be corrected in thirty (30) days, or fails to begin correcting the breach within thirty (30) days and continues efforts to correct the breach diligently thereafter if the breach is not one that is capable of being corrected in thirty (30) days. Nonpayment of taxes or municipal utilities or other monetary obligations to the Village is considered a breach that is capable of being corrected within thirty (30) days.

B. This Reimbursement Agreement shall terminate when the last payment is made.

6. **Obligations of the Village.** The Village shall distribute the funds to the Owner in compliance with the payment schedule.

7. **Right to Inspect.** The Village shall have the right to inspect the Property and records of the Owner at reasonable time and as reasonably appropriate to determine compliance with this Reimbursement Agreement.

8. **Additional Covenants.** The Owner agrees not to request any additional monetary funds from the Village for the Property.

9. **The Entire Agreement.** This Reimbursement Agreement is the entire agreement of the parties and no modification of the Agreement shall be valid unless and until such modification(s) are agreed and signed in writing by both parties.

IN WITNESS WHEREOF, the parties hereto have caused this Redevelopment Agreement to be executed as of the day and year first above written.

MILLER COFFEE PROPERTY, LLC
a Sole Proprietor

By: _____
Its Manager

VILLAGE OF NORTH AURORA
an Illinois municipal corporation

By: _____
Its President

**VILLAGE OF NORTH AURORA
BOARD REPORT**

TO: VILLAGE PRESIDENT & BOARD OF TRUSTEES
CC: STEVE BOSCO, VILLAGE ADMINISTRATOR
FROM: MIKE TOTH, COMMUNITY AND ECONOMIC DEVELOPMENT DIRECTOR
SUBJECT: PETITION 19-08: 161 S. LINCOLNWAY ADULT USE CANNABIS SPECIAL USE
AGENDA: DECEMBER 2, 2019 REGULAR VILLAGE BOARD MEETING

ITEM

An Ordinance granting a Special Use pursuant to Title 17, Chapter 8 of the North Aurora Zoning Ordinance to allow an Adult-Use Cannabis Dispensing Organization at 161 S. Lincolnway in the Village of North Aurora, Illinois

DISCUSSION

The 1,832 square foot tenant space presently occupied by the petitioner is located at 161 S. Lincolnway in the River Park Atrium building. The space is currently being used as a Medical Cannabis Dispensary, which is classified as a permitted use in the underlying B-3 Central Business District. The petitioner is proposing to sell cannabis to the general public, as made legal by the Cannabis Regulation and Tax Act, and continue medical cannabis sales. As such, a special use to allow an Adult-Use Cannabis Dispensing Organization (Recreational Cannabis Dispensary) is being requested.

A public hearing was held before the Plan Commission at their November 5, 2019 meeting. The petitioner provided a brief verbal presentation and made themselves available for questioning. The conversation was brief and the Plan Commission discussed the anticipated impact of their opening on traffic and parking. The petitioner stated they will be closely monitoring their parking demands and are in the process of reaching out to the property owner at 150 S. Lincolnway in the event that additional parking is needed. The Plan Commission unanimously recommended approval of the proposed special use, subject to the six (6) conditions listed in the staff report.

The petition was presented to the Village Board at their November 18, 2019 Committee of the Whole meeting. The Board was supportive of the petition and directed staff to return with an approving ordinance for consideration.

Attachments:

1. Staff report to the Plan Commission
2. Application for Special Use, submitted by the petitioner on October 10, 2019
3. An Ordinance granting a Special Use pursuant to Title 17, Chapter 8 of the North Aurora Zoning Ordinance to allow an Adult-Use Cannabis Dispensing Organization at 161 S. Lincolnway in the Village of North Aurora, Illinois

Staff Report to the Village of North Aurora Plan Commission

FROM: Mike Toth, Community and Economic Development Director

GENERAL INFORMATION

Meeting Date: November 5, 2019

Petition Number: 19-08

Petitioner: PharmaCann, LLC

Request(s): Special use to allow an Adult-Use Cannabis Dispensing Organization (Recreational Cannabis Dispensary)

Location: 161 S. Lincolnway

Parcel Number(s): 15-04-426-010,-011,-013

Property Size: Approximately 2.78 acres

Current Zoning: B-3 Central Business District

Contiguous Zoning: North – B-3 Central Business District, South - B-3 Central Business District, East – B-3 Central Business District, West – B-2 General Business District

Comprehensive Plan Designation: Local Commercial



BACKGROUND

On October 21, 2019, the Village Board approved Ordinance #19-10-21-01, which allows for the sales of recreational cannabis in approved Adult-Use Cannabis Dispensing Organizations. Said use is classified as a special use in all non-residential zoning districts. Use standards regulating Adult-Use Cannabis Dispensing Organizations were also added to the Zoning Ordinance, as follows:

G. Adult-Use Cannabis.

- 1. Purpose and Applicability. It is the intent and purpose of this Section to provide regulations regarding the cultivation, processing and dispensing of adult-use cannabis occurring within the corporate limits of the Village. Such facilities shall comply with all regulations provided in the Cannabis Regulation and Tax Act (P.A. 101-0027) (Act), as it may be amended from time-to-time, and regulations promulgated thereunder, and the regulations provided below. In the event that the Act is amended, the more restrictive of the state or local regulations shall apply.*

2. *There shall be a maximum of two (2) Adult-Use Cannabis Dispensing Organizations located in the Village of North Aurora.*
3. *Adult-Use Cannabis Dispensing Organizations shall be located a minimum of 1,000 feet from the property line of any school grounds, public playground, public recreation center, child care center, public park, public library, or game arcade to which admission is not restricted to persons 21 years of age or older located in the Village of North Aurora.*
4. *On-site consumption of cannabis shall be prohibited.*
5. *Adult-Use Cannabis Dispensing Organizations shall be located a minimum of 1,500 feet from the property line of any pre-existing Adult-Use Cannabis Dispensing Organization located in the Village of North Aurora.*

PROPOSAL

The 1,832 square foot tenant space presently occupied by the petitioner is located at 161 S. Lincolnway in the River Park Atrium building, which consists of multiple office spaces. The space is currently being used as a Medical Cannabis Dispensary, which is classified as a permitted use in the underlying B-3 Central Business District. While previously operating under the name PharmaCannis, the operational name at the subject property has been changed to Verilife.

The petitioner is proposing to sell cannabis to the general public, as made legal by the Cannabis Regulation and Tax Act, and continue medical cannabis sales. The Zoning Ordinance defines *Adult-Use Cannabis Dispensing Organization* as follows:

Adult-Use Cannabis Dispensing Organization. A facility operated by an organization or business that is licensed by the Illinois Department of Financial and Professional Regulation to acquire cannabis from licensed cannabis business establishments for the purpose of selling or dispensing cannabis, cannabis-infused products, cannabis seeds, paraphernalia or related supplies to purchasers or to qualified registered medical cannabis patients and caregivers, per the Cannabis Regulation and Tax Act, (P.A. 101-0027), as it may be amended from time-to-time, and regulations promulgated thereunder.

Hours of Operation

According to the petitioner, anticipated hours of operation would be Monday through Saturday from 9:00 a.m. to 9:00 p.m. and Sundays from 10:00 a.m. to 6:00 p.m.

Parking

There is no specific parking requirement for the proposed use; as such, it is classified as a general retail goods establishment, which requires four (4) off-street parking spaces per 1,000 square foot gross floor area. With 1,832 total square feet of area, the proposed use would require seven (7) parking spaces. There are an estimated 155 existing off-street parking spaces on the subject property, which are shared amongst the various building tenants. Staff notes that the parking requirement would not change from the existing use of medical cannabis sales.

Upon general observation of the subject property, staff noticed the subject parking lot is heavily utilized. In order to ensure orderly use of the property and to prevent disruption of other businesses, a condition of approval shall require that the petitioners coordinate temporary parking solutions with surrounding business and property owners during the first several weeks of business.

Police Department Feedback

A Certificate of Occupancy was issued to PharmaCannis on November, 9, 2015, to allow them to open their facility and sell medical cannabis. After speaking with the North Aurora Police Department, there have been no calls for criminal activity to the business since opening.

RECOMMENDATIONS

Staff finds that the information presented **meets** the Standards for Specials Uses as submitted by the petitioner and as set forth in the Zoning Ordinance. Based on the above considerations, staff recommends the Plan Commission make the following motion recommending **approval** of Petition #19-08; subject to the following conditions:

- 1) Sales of non-medical cannabis shall commence only as authorized by the Cannabis Regulation and Tax Act.
- 2) Use of the facility shall be limited to the sales of cannabis as authorized and regulated by the Compassionate Use of Medical Cannabis Program Act and the Cannabis Regulation and Tax Act.
- 3) On-site consumption of cannabis shall be prohibited.
- 4) The petitioner shall coordinate temporary parking solutions with surrounding business and property owners during the first several weeks of business.
- 5) All dumpsters located on the subject property shall be enclosed per Section 14.11.A of the Zoning Ordinance.
- 6) All potholes located on the subject property shall be properly filled.

APPLICATION FOR SPECIAL USE

VILLAGE OF NORTH AURORA
Board of Trustees
25 East State Street
North Aurora, IL 60542

PETITION NO. 19-08

FILE NAME 161 S. LINCOLNWAY

DATE STAMP

RECEIVED

OCT 10 2019

**VILLAGE OF
NORTH AURORA**

I. APPLICANT AND OWNER DATA

Name of Applicant PharmaCann, LLC

Applicant Address 190 South LaSalle Street, Suite 2950, Chicago, Illinois 60603

Applicant Telephone # 708-919-5641

Email Address brett.novey@pharmacannis.com

Property Owner(s) Tyler Glen LLC

Owner Address 161 S. Lincolnway, Suite 302

Owner Telephone # 630-408-0772

II. ADDRESS, USE AND ZONING OF PROPERTY

Address of Property 161 S. Lincolnway, Suite 301
(indicate location if no common address)

Legal Description: See attached

Parcel Size 117,353 square
feet

Present Use Medical Cannabis Dispensary
(business, manufacturing, residential, etc.)

Present Zoning District B3 - Central Business District
(Zoning Ordinance Classification)

III. PROPOSED SPECIAL USE

Proposed Special Use Adult Use Cannabis Dispensary
(Zoning Ordinance Classification)

Code Section that authorizes Special Use Not Applicable

Has the present applicant previously sought to rezone or request a special use for the property or any part thereof? No

If so, when? _____ to what district? _____

Describe briefly the type of use and improvement proposed _____

The applicant seeks to expand its current operation of medical cannabis sales to include sales of adult use cannabis as permitted by the State of Illinois Cannabis Regulation and Tax Act, subject to licensing by the State.

What are the existing uses of property within the general area of the Property in question? _____

Uses of existing property in the area are other medical office uses, commercial uses and the Village police department.

To the best of your knowledge, can you affirm that there is a need for the special use at the particular location? (Explain) _____

There is a need for this special use at this location as it will be the first Adult Use cannabis dispensary in the Village. Also, the site is situated among other commercial uses rather than residential uses and will have similar hours of operation.

Attach hereto a statement with supporting data that the proposed special use will conform to the following standards:

1. The proposed special use is, in fact, a special use authorized in the zoning district in which the property is located.
2. The proposed special use is deemed necessary for the public convenience at that location.
3. The proposed special use does not create excessive additional impacts at public expense for public facilities and services, and will be beneficial to the economic welfare of the community.
4. The proposed use is in conformance with the goals and policies of the Comprehensive Plan, and all Village codes and regulations.

5. The proposed special use will be designed, located, operated, and maintained so as to be harmonious and compatible in use and appearance with the existing or intended character of the general vicinity.
6. The proposed special use will not significantly diminish the safety, use, enjoyment, and value of other property in the neighborhood in which it is located.
7. The proposed special use is compatible with development on adjacent or neighboring property.
8. The proposed special use minimizes potentially dangerous traffic movements, and provides adequate and safe access to the site.
9. The proposed special use provides the required number of parking spaces and maintains parking areas, in accordance with the requirements of this Ordinance.
10. The proposed special use is served by adequate utilities, drainage, road access, public safety, and other necessary facilities.
11. The proposed special use conforms with the requirements of this Ordinance and other applicable regulations.

IV CHECKLIST FOR ATTACHMENTS

The following items are attached here to and made a part hereof:

1. Introduction Letter. Please include information relevant to the proposed use of the property and business operations (hours of operation, number of employees, etc.).
2. Legal Description of the subject property(s).
3. Illinois Land Surveyor's plat of survey.
4. Site Plan illustrating all existing and proposed improvements.
5. Statement and supporting data regarding Standards for Special Uses (above).
6. Filing fee in the amount of \$300.00, if paid by check make payable to the Village of North Aurora.
7. Specified escrow deposit (\$4,000 minimum). May be included with filing fee. Remaining funds refundable upon project completion.
8. Visit the Illinois Department of Natural Resources' website www.dnr.state.il.us and initiate a consultation using DNR's [EcoCat](#) online application.
9. Visit the Kane DuPage Soil and Water Conservation District's website www.kanedupageswcd.org for a Land Use Opinion Application

The Applicant authorizes the Village of North Aurora representatives to enter on to the property to make inspection during the hearing process.

The Applicant is responsible for publishing a legal notice in the newspaper, sending United States mail notices to properties within 250 feet, and posting a sign on the property advertising the public hearing. These shall be in accordance with village Ordinances at the times decided by the Village of North Aurora.

The undersigned hereby agrees to reimburse the Village for all costs of court reporter fees for attendance at and transcript of hearing(s) and other professional service fees for services rendered in connection with this application as defined in Appendix B of the North Aurora Zoning Ordinance. Such reimbursement shall be made promptly upon receipt of invoices from the Village, whether or not this application for special use is approved.

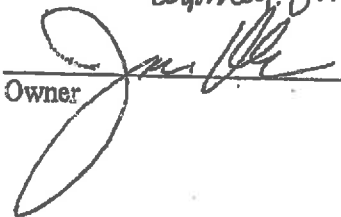
I (we) certify that all of the above statements and the statements contained in any documents submitted herewith are true to the best of my (our) knowledge and belief.



Applicant or Authorized Agent

attorney for applicant

10/10/19
Date



Owner

10/9/19
Date

STATE OF ILLINOIS)
) SS
COUNTY OF KANE)

I, _____, being first duly sworn on oath depose
and say that I am trust officer of _____ and that the following are all of the
beneficiaries of the _____.

**NOT
APPLICABLE**

TRUST OFFICER

SUBSCRIBED AND SWORN TO

Before me this _____ day of _____, 20_____.

A Notary Public in and for such County

Following are the names and addresses of all property owners within 250 feet of the property in questions for which the special use being is being requested.

TAX PARCEL NO.**PROPERTY OWNER**

MAILING ADDRESS

[illegible]

I, Kabriina McElwre, attorney, being first duly sworn on oath certifies that all of the above statements and the statements contained in any papers or plans submitted herewith are true and correct.

Applicant Signature
Attorney for applicant

Applicant Signature

Attorney for applicant

10.21.19
Date

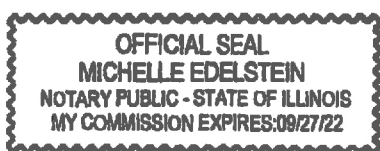
Date _____

SUBSCRIBED AND SWORN TO

Before me this 21st day of October, 20 19


Notary Public

Notary Public



LEGAL DESCRIPTION

LEGAL DESCRIPTION

PARCEL 1: LOT 1-A AND THE EASTERLY 200 FEET OF LOT 1 OF GRAHAM'S SUBDIVISION OF SAMUEL GRAHAM'S ADDITION TO THE VILLAGE OF NORTH AURORA, IN THE VILLAGE OF NORTH AURORA, KANE COUNTY, ILLINOIS.

PARCEL 2: THAT PART OF THE SOUTHEAST 1/4 OF SECTION 4, TOWNSHIP 38 NORTH, RANGE 8 EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED BY BEGINNING AT THE NORTHEAST CORNER OF J. F. SLAKER'S ADDITION TO NORTH AURORA, KANE COUNTY, ILLINOIS; THENCE SOUTH 89 DEGREES 00 MINUTES 00 SECONDS WEST ALONG THE NORTH LINE OF SAID ADDITION, 452.92 FEET TO THE CENTER LINE OF LINCOLN WAY (STATE HIGHWAY ROUTE NO. 31); THENCE NORTH 14 DEGREES 17 MINUTES 00 SECONDS WEST ALONG SAID CENTER LINE, 202.38 FEET TO THE SOUTHERLY LINE OF LOT 1-A IN GRAHAM'S SUBDIVISION OF SAMUEL GRAHAM'S ADDITION TO THE VILLAGE OF NORTH AURORA, KANE COUNTY, ILLINOIS, EXTENDED WESTERLY; THENCE NORTH 88 DEGREES 30 MINUTES 44 SECONDS EAST ALONG SAID SOUTHERLY LINE AND SAID SOUTHERLY LINE EXTENDED, 439.03 FEET TO THE SOUTHEASTERLY CORNER OF SAID LOT (BEING ALSO THE WESTERLY RIGHT OF WAY LINE OF THE CHICAGO AND NORTHWESTERN RAILWAY COMPANY LANDS); THENCE SOUTH 17 DEGREES 45 MINUTES 00 SECONDS EAST ALONG SAID WESTERLY RIGHT OF WAY LINE, 209.60 FEET TO THE POINT OF BEGINNING, IN THE VILLAGE OF NORTH AURORA, KANE COUNTY, ILLINOIS.

Commonly known as: 161 South Lincolnway, North Aurora, IL 60542
Tax ID: 15-04-426-010, 15-04-426-011, 15-04-426-013

SPECIAL USE STANDARDS

North Aurora

Special Use Application

PharmaCann LLC

161 S Lincolnway – Recreational Cannabis Dispensary

- 1) The proposed special use is, in fact, a special use authorized in the zoning district in which the property is located.**

The proposed site is in the B3 – Central Business District, which permits Recreational Cannabis Dispensaries as a special use.

- 2) The proposed special use is deemed necessary for the public convenience at that location.**

The proposed special use is deemed necessary for the public convenience at this location as the location, and its neighbors are accustomed to the sale of cannabis at this site. The expansion will also represent the only Recreational Cannabis Dispensary in North Aurora, and since there are no others in the Village, the proposed special use will serve a need in the community. It will also help drive increased tax revenues into the Village. This particular location is well-suited to accommodate this use, as cannabis sales are not new to the neighborhood, and the surrounding area is commercial in nature.

- 3) The proposed special use does not create excessive additional impacts at public expense for public facilities and services, and will be beneficial to the economic welfare of the community.**

The proposed special use does not create excessive additional impacts at the public expense. The existing space is suited for the proposed sale of cannabis and related products since the applicant has operated such a business there over the past several years. Additionally, the operator has experience from other states in recreational cannabis dispensary operations. Accordingly, the history of the current use, and the experience of the current operators in cannabis sales shows that the proposed special use will have a similarly limited impact on the surrounding uses.

This use will be beneficial to the economic welfare of the community as sales of Recreational Cannabis can be taxed beyond general sales taxes for the benefit of the municipality. The Applicant projects \$600,000 of added tax revenue annually for the Village.

- 4) The proposed use is in conformance with the goals and policies of the Comprehensive Plan and all Village codes and regulations.**

The proposed special use will help to establish a vibrant and unique commercial use consistent with the goals of the Comprehensive Plan to develop Lincolnway into an attractive, multifunctional corridor and to promote and maintain vibrant commercial areas throughout the Village to serve the day-to-day needs of local and regional residents.

The establishment of a Recreational Cannabis Dispensary will specifically address the Village's objective to encourage new commercial uses that will increase the range of employment opportunities and strengthen and expand the Village's tax and economic base.

The proposed use will be operated in accordance with all Village codes and regulations.

- 5) The proposed special use will be designed, located, operated, and maintained so as to be harmonious and compatible in use and appearance with the existing or intended character of the general vicinity.**

The proposed special use is an existing medical cannabis sales facility. The space is currently designed and operated in a manner that is harmonious and compatible in use and appearance with the surrounding uses. The expansion of the use will continue in a professional and harmonious manner so as to maintain and enhance the character of the neighborhood as a whole.

- 6) The proposed special use will not significantly diminish the safety, use, enjoyment and value of the property in the neighborhood in which it is located.**

The proposed special use will not significantly diminish the safety, use, enjoyment and value of the property in the neighborhood. On the contrary, it will expand upon an existing, unique use in the neighborhood, which will help increase the value of the area. The use will continue in an existing space and will be operated by the current operators. The experience of these operators will help ensure the use will remain consistent and compatible with the surrounding uses. Consistent with State of Illinois requirements, the operator will have a robust safety and security plan to ensure no diminution in safety for the neighborhood.

- 7) The proposed special use is compatible with development on adjacent or neighboring property.**

The proposed special use, just as the current use, is compatible with development on adjacent or neighboring property. The location is in a center with medical office and professional services as well as commercial uses. Other, similarly varied commercial uses populate the street. The Medical Cannabis sales aspect of the current and proposed business is compatible with the other medical uses, while the recreational component of the business is compatible with the diverse commercial makeup in the vicinity.

- 8) The proposed special use minimizes potentially dangerous traffic movements, and provides adequate safe access to the site.**

The proposed special use is in an existing building with safe ingress and egress to Lincolnway. Access to the site will continue to operate safely even with the addition of recreational cannabis sales. The existing building and parking area is designed to promote traffic and pedestrian safety and to minimize potentially dangerous traffic movements.

- 9) The proposed special use provides the required number of parking spaces and maintains parking areas, in accordance with the requirements of the Ordinance.**

The dispensary location is in an existing building which provides parking as required by village ordinance.

10) The proposed special use is served by adequate utilities, drainage, road access, public safety, and other necessities.

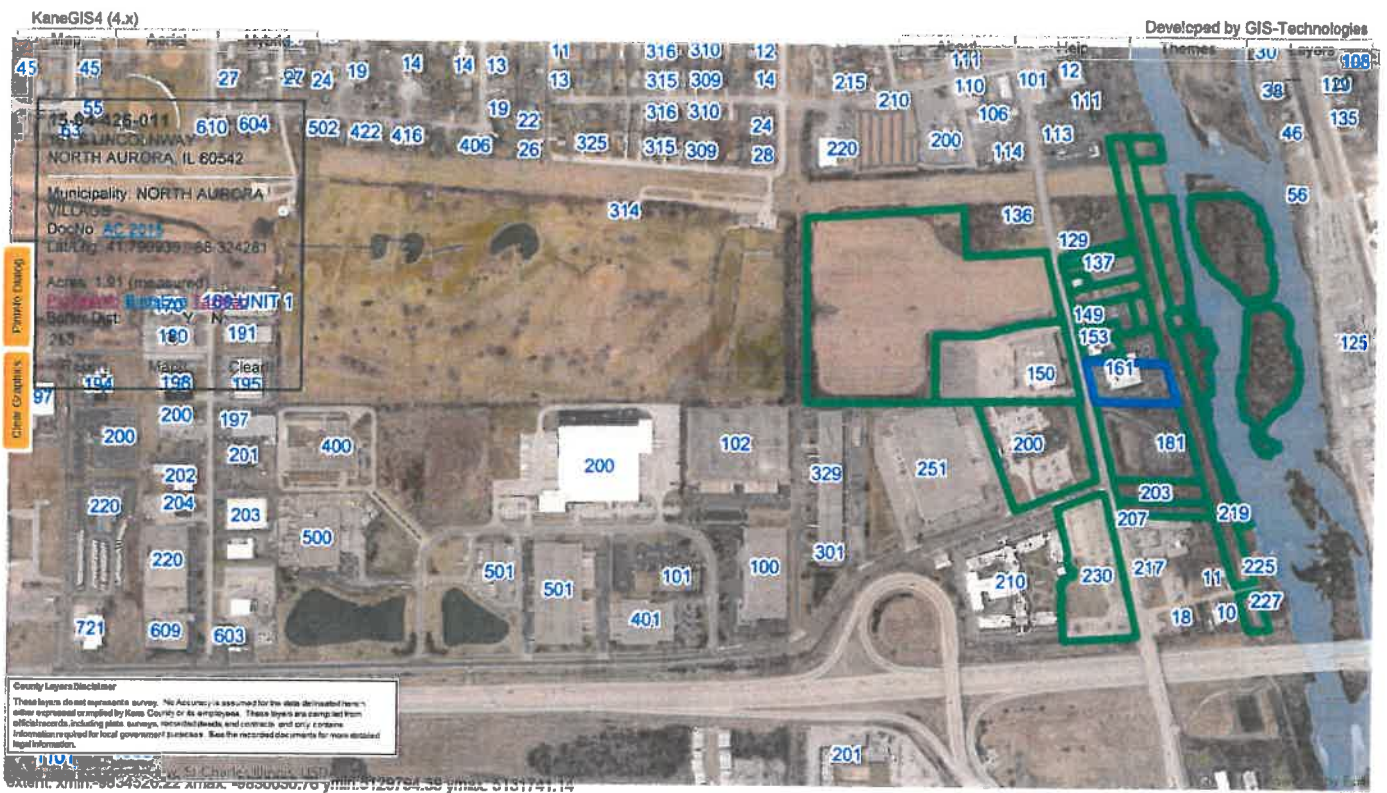
The proposed special use will be adequately served by adequate utilities, drainage, road access, public safety and other necessities, in the same way that the existing use is served at this location.

11) The proposed special use conforms with the requirements of this ordinance and other applicable regulations.

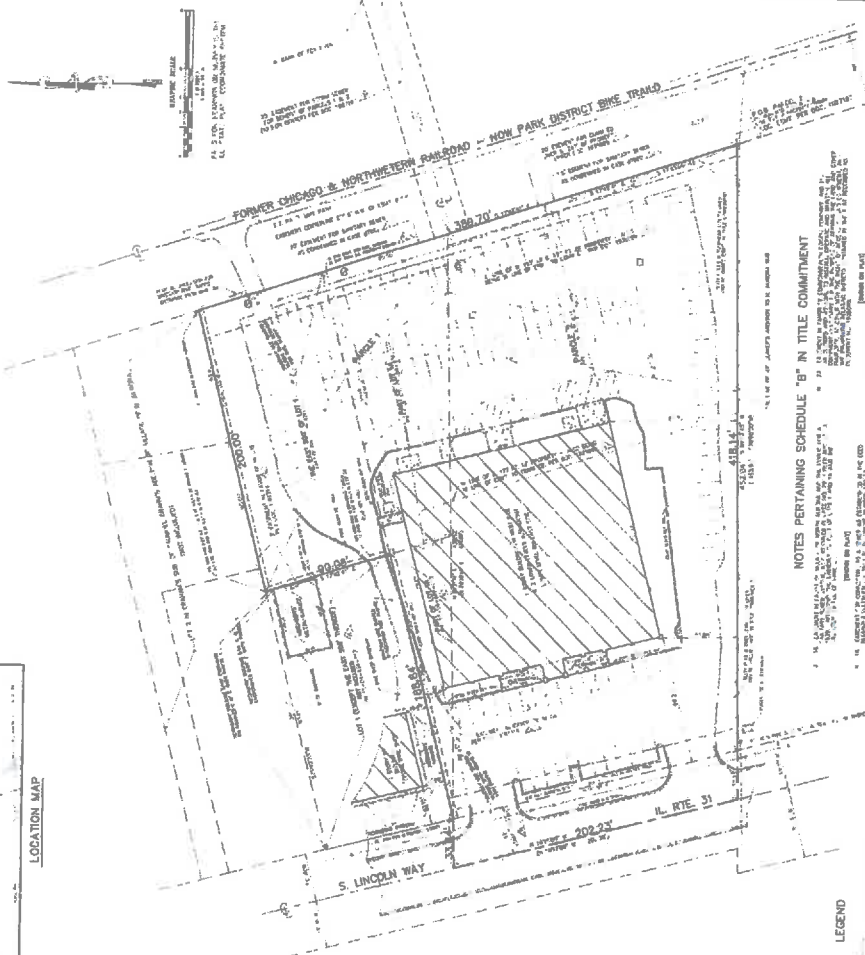
The proposed site is in the B3 – Central Business District, which permits Recreational Cannabis Dispensaries as a special use. The existing site otherwise complies with the requirements of the zoning ordinance and other applicable regulations.

NOTICE LIST AND MAP

1504426011 TYLER GLEN LLC, 161 S LINCOLNWAY STE 311 NORTH AURORA, IL, 605421662	1504401013 LOTUS PACIFIC HOLDING LLC, TSANG CHU 1100 SHERMAN AVE STE 115-A4 NAPERVILLE, IL, 60563-4855	1504401019 NORTH AURORA VILLAGE 25 E STATE ST NORTH AURORA, IL, 605421684
1504401021 SLAKER FAMILY TRUST, SLAKER ROBERT J & WILLIAM P COTRUSTEES 813 REVERE CT	1504426010 TYLER GLEN LLC, KEVIN FITZPATRICK 161 S LINCOLNWAY STE 311 NORTH AURORA, IL, 605421662	1504426012 BRACKETT, RICHARD D DCLRN OF TR, TRUSTEE, 43 SILVER TRL NORTH AURORA, IL, 605421580
1504426013 TYLER GLEN LLC, 161 S LINCOLNWAY STE 311 NORTH AURORA, IL, 605421662	1504426017 CREMER, CARL F & THERESA A 153 S LINCOLNWAY NORTH AURORA, IL, 60542	1504426021 LINDOO, WILLIAM C JR TRUST LINDOO WILLIAM C JR OR RHONDA F TRUSTEES 05S016 SWAN RD BIG ROCK, IL, 60511
1504426022 LINDOO, WILLIAM C JR TRUST LINDOO WILLIAM C JR OR RHONDA F TRUSTEES 05S016 SWAN RD BIG ROCK, IL, 60511	1504427012 FOX VALLEY PARK DISTRICT, 101 W ILLINOIS AVE AURORA, IL, 605065989	1504427013 FOX VALLEY PARK DISTRICT, 101 W ILLINOIS AVE AURORA, IL, 605065989
1504427014 FOX METRO WATER RECLAMATION DISTRICT, CONTROLLER 682 STATE ROUTE 31 OSWEGO, IL, 605438500	1504476017 TA, ANDREW D MD & MARY E 315 PINECREST CT AURORA, IL, 60504	



PLAT OF SURVEY

[illegible]

NOTES PERTAINING SCHEDULE "B" IN TITLE COMMITMENT

[illegible]

ZONING RESTRICTIONS

[illegible]

NOTE:

[illegible]

ENR 11/1/83 19-11-83
ACCURATE SURVEY SERVICE, INC.
28 W. 123 INDUSTRIAL AVE.
BARTONSTON, OH 44015
PHONE: (440) 281-8248

SITE PLAN

PUBLIC HEARING NOTICE

**SPECIAL USE TO ALLOW A RECREATIONAL CANNABIS DISPENSARY IN THE B-3
CENTRAL BUSINESS DISTRICT AT 161 S. LINCOLNWAY, VILLAGE OF NORTH
AURORA, ILLINOIS**

PLEASE BE NOTIFIED of a hearing before the North Aurora Plan Commission on Tuesday, November 5, 2019 at 7:00 p.m. at the North Aurora Village Board Meeting Room, 25 E. State Street, North Aurora, Illinois. The applicant requests the following:

1. Special Use to allow a Recreational Cannabis Dispensary in the B-3 Central Business District.

The property is commonly known as 161 S. Lincolnway, North Aurora, Kane County, Illinois. PIN#'S 15-04-426-010,-011,-013.

An application has been filed by the petitioner and is known as petition number #19-08. The petitioner is PharmaCann LLC. The proposed special use will permit the petitioner to operate a Recreational Cannabis Dispensary in conjunction with the existing medical cannabis dispensary currently operating on site.

The application for special use is on file at the office of the North Aurora Community Development Department and is available for public inspection. Public comments will be taken at the public hearing. Further information is available by contacting the Community Development Department at 630-897-8228.

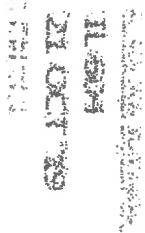
Dated this 9th day of October, 2019

/s/ Mike Toth
Community Development Director



55 East Monroe Street
37th Floor
Chicago, IL 60603

1504401019
NORTH AURORA VILLAGE
25 E STATE ST
NORTH AURORA, IL 60542-1684



NEOPOST

FIRST-CLASS MAIL

10/21/2019

US POSTAGE \$000.50⁰⁰



ZIP 60603
041M11282821

60542-1684



hours: M - F 8:30 a.m. - 4:30

Public Hearing

Publication Notice
NOTICE TO ALL HEIRS,
UNKNOWN HEIRS AND
LEGATEES:
There has been filed in the

IN THE CIRCUIT COURT OF THE NINETEENTH JUDICIAL CIRCUIT
LAKE, ILLINOIS an action
attitled Lake View Manu-
factured Home Community,
Inc., Plaintiff v Estate of
Majean Parker, Deceased,
and All Other Occupants,
Defendants: Dec. 29, 1986

144) for the possession of Lot 163, 30735 North Sheridan Road, Beach Park, Illinois. This is an action filed for possession of the Lot containing a mobile home residence belonging to the Estate of Melissa Purfer. You

There will be a hearing on this on October 22, 2019, at 1:30 p.m. in Courtroom 2B of the Lake County Courthouse, 14 North County Street, Waukegan, Illinois 60085. You have the right to be present at this hearing, and have the right to contest this action by filing an appearance with Clerk of the Circuit Court of Lake County, located at 14 North

Copies of the detailed Annual Statement of Affairs for the Fiscal Year ending June 30, 2019 will be available for public inspection in the school district's

Learn More: <http://www.fishbase.org>

[illegible]

04 888 092 (1.923.839) 2.037.805 3.870.012 2.083.944 0 44.887.492 0 105.888

UNION WAGE REPORT - 7/1/79 - 6/30/79
 CERTIFIED AND NON-CERTIFIED PERKINNEL
 Below Less Than \$26,000 - Certified: Berke, Riney, Kirtchman, Monahan, Bassett, Saxon, Minnervall, & ...
 Below Less Than \$26,000 - Non-Certified: ...

Juan, Virg. Victoria Bernade, Berna: Berna. Britany: Bouché; Robinson: Malahy Kuzner: Bercho, Maria: Blum: Alexandru: Bochevsk: Anna
 ask, Stephanie: Beckm, Jennifer: Dolgan: Drondan: Goltz: Jada: Dorken: Boyan: Karsh: Roy: Gennery: Gergen: Solon: Koman: John: Boudakoff:

Baltimore School District No. 64

Director: Staci Amendt; Street, Susan; Sun, Derrick; Tangle, Yufan; Tanaka, Julie; Tischer, Margaret; Tirmawati, Luciana; Thoe, Alan; Tonia,

VILLAGE OF NORTH AURORA



VILLAGE OF NORTH AURORA
KANE COUNTY, ILLINOIS

Ordinance No. _____

**AN ORDINANCE GRANTING A SPECIAL USE PURSUANT TO TITLE 17, CHAPTER 8 OF
THE NORTH AURORA ZONING ORDINANCE TO ALLOW AN ADULT-USE CANNABIS
DISPENSING ORGANIZATION AT 161 S. LINCOLNWAY IN THE VILLAGE OF NORTH
AURORA, ILLINOIS**

Adopted by the
Board of Trustees and President
of the Village of North Aurora
this ____ day of _____, 2019

Published in Pamphlet Form
by authority of the Board of Trustees of the
Village of North Aurora, Kane County, Illinois,
this ____ day of _____, 2019
by _____.

Signed _____

VILLAGE OF NORTH AURORA

ORDINANCE NO. _____

**AN ORDINANCE GRANTING A SPECIAL USE PURSUANT TO TITLE 17, CHAPTER 8 OF
THE NORTH AURORA ZONING ORDINANCE TO ALLOW AN ADULT-USE CANNABIS
DISPENSING ORGANIZATION AT 161 S. LINCOLNWAY IN THE VILLAGE OF NORTH
AURORA, ILLINOIS**

(Petition #19-08; 161 S. Lincolnway)

WHEREAS, the President and Board of Trustees of the Village of North Aurora have heretofore adopted the North Aurora Zoning Ordinance, otherwise known as Title 17 of the Code of North Aurora, Illinois; and,

WHEREAS, the property located at 161 S. Lincolnway North Aurora, Kane County, Illinois the ("Subject Property") (as legally described below) is zoned B-3 – Central Business District; and,

WHEREAS, an application has been filed by Pharmacann, LLC the (Applicant"), requesting approval of a special use to allow an Adult-Use Cannabis Dispensing Organization at the Subject Property; and

WHEREAS, a public hearing on the forgoing application was conducted by the Village of North Aurora Plan Commission on November 5, 2019, pursuant to appropriate legal notice; and,

WHEREAS, the Plan Commission has considered all of the factors required for the determination of a special use for an Adult-Use Cannabis Dispensing Organization in the Zoning Code and filed its recommendations with the President and Board of Trustees recommending approval of the special use described herein; and,

WHEREAS, the President and Board of Trustees determine that the findings and recommendations of the Plan Commission are reasonable and appropriate and that the approval of the requested special use for the Subject Property is in the best interests of the Village.

NOW, THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF NORTH AURORA, KANE COUNTY, ILLINOIS, as follows:

SECTION 1: The recitals set forth above are incorporated in this Ordinance as material finding of the President and the Board of Trustees.

SECTION 2: That a special use for an Adult-Use Cannabis Dispensing Organization is hereby granted for the Subject Property, subject to the limitations in Section 3 below and the conditions specified in Section 4 below.

SECTION 3: That this Ordinance is limited to the Applicant and restricted to the Subject Property located at 161 S. Lincolnway, North Aurora, Illinois, legally described as follows:

VILLAGE OF NORTH AURORA

PARCEL 1: LOT 1-A AND THE EASTERLY 200 FEET OF LOT 1 OF GRAHAM'S SUBDIVISION OF SAMUEL GRAHAM'S ADDITION TO THE VILLAGE OF NORTH AURORA, IN THE VILLAGE OF NORTH AURORA, KANE COUNTY, ILLINOIS

PARCEL 2: THAT PART OOF THE SOUTHEAST ¼ OF SECTION 4, TOWNSHIP 38 NORTH, RANGE 8 EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED BY BEGINNING AT THE NORTHEAST CORNER OF J.F. SLAKER'S ADDITION TO NORTH AURORA, KANE COUNTY, ILLINOIS; THENCE SOUTH 89 DEGREES 00 MINUTES 00 SECONDS WEST ALONG THE NORTH LINE OF SAID ADDITION 452.92 FEET TO THE CENTER LINE OF LINCOLN WAY (STATE HIGHWAY ROUTE NO. 31); THENCE NORTH 14 DEGREES 17 MINUTES 00 SECONDS WEST ALONG SAID CENTER LINE, 202.38 FEET TO THE SOUTHERLY LINE OF LOT 1-A IN GRAHAM'S SUBDIVISION OF SAMUEL GRAHAM'S ADDITION TO THE VILLAGE OF NORTH AURORA, KANE COUNTY, ILLINOIS, EXTENDED WESTERLY; THENCE NORTH 88 DEGREES 30 MINUTES 44 SECONDS EAST ALONG SAID SOUTHERLY LINE AND SOUTHERLY LINE EXTENDED, 439.03 FEET TO THE SOUTHEASTERLY CORNER OF SAID LOT (BEING ALSO THE WESTERLY RIGHT OF WAY LINE OF THE CHICAGO AND NORTHWESTERN RAILWAY COMPANY LANDS); THENCE SOUTH 17 DEGREES 45 MINUTES 00 SECONDS EAST ALONG SAID WESTERLY RIGHT OF WAY LINE, 209.60 FEET TO THE POINT OF BEGINNING, IN THE VILLAGE OF NORTH AURORA, KANE COUNTY, ILLINOIS.

Permanent Index Numbers: 15-04-426-010, 15-04-426-011, 15-04-426-013

SECTION 4: The Adult-Use Cannabis Dispensing Organization special use granted by this Ordinance is subject to compliance with the following conditions:

- 1) Sales of non-medical cannabis shall be done in compliance with all of the requirements of the Cannabis Regulation and Tax Act.
- 2) Use of the facility shall be limited to the sales of cannabis as authorized and regulated by the Compassionate Use of Medical Cannabis Program Act and the Cannabis Regulation and Tax Act.
- 3) On-site consumption of cannabis shall be prohibited.
- 4) The petitioner shall, at their own expense, coordinate temporary parking, traffic control and security solutions with and subject to the direction of the Village Police Department, and in cooperation with surrounding property owners during the first several weeks of business, or until otherwise deemed necessary in the sole discretion of the North Aurora Police Chief.
- 5) All dumpsters located on the subject property shall be enclosed per Section 14.11.A of the Zoning Ordinance.
- 6) All potholes located on the subject property shall be properly filled.

SECTION 5: Each and every provision of this Ordinance is severable from each and every other provision of this Ordinance; and if any provision of this Ordinance is deemed invalid and/or unenforceable, such provision shall be deemed severed from this Ordinance, leaving each and every other provision in this Ordinance in full force and effect.

VILLAGE OF NORTH AURORA

SECTION 6: This ordinance shall be in full force and effect from and after its passage, approval, and publication in pamphlet form as provided by law.

Presented to the Board of Trustees of the Village of North Aurora, Kane County, Illinois this _____ day of _____, 2019, A.D.

Passed by the Board of Trustees of the Village of North Aurora, Kane County, Illinois this _____ day of _____, 2019, A.D.

Mark Carroll _____
Mark Gaffino _____
Michael Lowery _____

Laura Curtis _____
Mark Guethle _____
Tao Martinez _____

Approved and signed by me as President of the Board of Trustees of the Village of North Aurora, Kane County, Illinois this _____ day of _____, 2019, A.D.

Dale Berman, Village President

ATTEST:

Lori Murray, Village Clerk



To: Village Board

From: Kevin G. Drendel

Date: November 26, 2019

Subject: Cannabis Provisions in the North Aurora Code

.....

Since the passage of the new Cannabis Law that takes effect January 1, 2020, we have reviewed the North Aurora Code provisions that deal with cannabis. Of course, the new law provides for the cultivation, manufacture, distribution, possession and use of cannabis within certain limits. Thus, our Code revisions that addressed cultivation, manufacture, distribution, possession and use of cannabis need to be changed in conformance with the new law.

The law specifies the requirements and limitations in regard to the lawful cultivation, infusion, distribution, sale, possession and use of cannabis, and it differentiates in the amounts that a person may possess between Illinois residents and non-Illinois residents.

The law is problematic in its ambiguity in some areas. For instance, the law allows people to purchase cannabis and transport it in the sealed, original container, but it doesn't say much else about possession. We read it to require that cannabis be in sealed, original containers and hidden from view.

The new law prohibits use in public and, specifically, prohibits smoking in areas that are prohibited under the tobacco law. Public places are defined as any place where a person can be seen. Of course, a person can be seen in his/her own back yard without a fence. Does that mean a person can't smoke in the backyard if there is no fence?

The new law also prohibits smoking in all public places where smoking is prohibited. The tobacco law allows smoking outside as long as a person is the minimum number of feet away from the entrance to a building. But, of course, it would be a public place where people can be seen. Thus, the reference to the tobacco law is confusing. We read the prohibition against smoking cannabis in public places to not allow people to smoke it in front of a building (even if that is allowed under the tobacco law).

There are many other aspects of the new law that are less than clear, but we have



done our best to try to apply common sense to the Code provisions. A model ordinance prepared by the Illinois Municipal League became available right before we completed drafting the Ordinance for the Village. We compared what we had done to the Model Ordinance and made a few changes, though not many. The draft that is being provided is consistent with the Model Ordinance and consistent with the trailer bills awaiting the Governor's signature.

Chief Fisher would like to allow his officers flexibility to write either local tickets or state tickets on any matter that is considered a misdemeanor. Similar flexibility is allowed in the writing of traffic tickets. Often, more serious offenses are written as state tickets, though they could be written as local tickets. We have allowed that same flexibility in creating ordinance violations for cannabis.

We have also built into the Code provisions use of the Code Hearing Department (i.e. administrative adjudication) system for all tickets that are written as local ordinance violations so that the process of handling them is streamlined and does not need to be prosecuted through the court system.

We expect that we will need to make changes to these Code provisions as the Legislature clarifies or changes some of the provisions of the new law to bring clarity. In the alternative, we expect that cases will be decided that may also bring clarity that may require changes to our Code. We will monitor the changes in the law on an ongoing basis and suggest any changes to you that are necessary or warranted as a result of any changes in the law.

VILLAGE OF NORTH AURORA



**VILLAGE OF NORTH AURORA
KANE COUNTY, ILLINOIS**

Ordinance No. _____

**ORDINANCE AMENDING CHAPTER 9.38
OF THE NORTH AURORA MUNICIPAL CODE
REGARDING CANNABIS AND PARAPHERNALIA CONTROL**

**Adopted by the
Board of Trustees and President
of the Village of North Aurora
this ____ day of _____, 2019**

**Published in Pamphlet Form
by authority of the Board of Trustees of the
Village of North Aurora, Kane County, Illinois,
this ____ day of _____, 2019
by _____.**

Signed _____

VILLAGE OF NORTH AURORA

ORDINANCE NO.

ORDINANCE AMENDING CHAPTER 9.38 **OF THE NORTH AURORA MUNICIPAL CODE** **REGARDING CANNABIS AND PARAPHERNALIA CONTROL**

WHEREAS, the Illinois Legislature recently approved the Cannabis Regulation and Tax Act, Public Act 101-0027, which changes the State law on cannabis use, possession, delivery and cultivation; and

WHEREAS, Chapter 9.38 of the North Aurora Code needs to be amended to conform to the Cannabis Regulation and Tax Act.

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of North Aurora, Kane County, Illinois, as follows:

1. The recitals set forth above are adopted and incorporated herein as the material and significant findings of the President and the Board of Trustees as if fully stated herein.

Chapter 9.38 - CANNABIS AND PARAPHERNALIA CONTROL

9.38.010 - Definitions.

For purposes of this Chapter, the following definitions shall apply unless the context clearly indicates or requires different meaning:

- A. "Advertise" means to engage in promotional activities including, but not limited to: newspaper, radio, internet, posters, electronic media, and television advertising; the distribution of fliers and circulars; billboard advertising; and the display of window and interior signs. "Advertise" does not mean exterior signage displaying only the name of the licensed cannabis business establishment.
- B. "Cannabis" means marijuana, hashish and other substances that are identified as including any parts of the plant Cannabis Sativa the plant itself; the seeds thereof, the resin extracted from the plant; including tetrahydrocannabinol (THC) and all other cannabinol derivatives, whether produced directly or indirectly by extraction; but shall not include the mature stalks of the plant, fiber produced from the stalks, oil or cake made from the seeds of the plant, any other compound, manufacture, salt, derivative, mixture, or preparation of such mature stalks (except the resin extracted therefrom), fiber, oil or cake, or the sterilized seed of such plant which is incapable of germination. "Cannabis" does not include industrial hemp, cannabis, and cannabis-derived substances as defined and authorized under the Industrial Hemp Act. "Cannabis" also means cannabis flower, concentrate, and cannabis-infused products.
- C. "Cannabis business establishment" means a cultivation center, craft grower, processing organization, infuser organization, dispensing organization, or transporting organization.

VILLAGE OF NORTH AURORA

- D. “Cannabis container” means a sealed, traceable container, or package used for the purpose of containment of cannabis or cannabis-infused product during transportation.
- E. “Cannabis paraphernalia” means equipment, products, or materials intended to be used for planting, propagating, cultivating, growing, harvesting, manufacturing, producing, processing, preparing, testing, analyzing, packaging, repackaging, storing, containing, concealing, ingesting, or otherwise introducing cannabis into the human body.
- F. “Cannabis Regulation and Tax Act” shall mean 410 ILCS 705/1 et. seq. as now or hereafter amended.
- G. “Casual delivery” means the delivery of not more than ten (10) grams of any substance containing cannabis without consideration.
- H. “Controlled substance” means a drug, substance, immediate precursor, analog substance, or synthetic drug as defined in the “Illinois Controlled Substances Act” 720 ILCS 570/100 et seq. as amended.
- I. “Deliver” or “delivery” means the actual, constructive or attempted transfer of possession of cannabis, with or without consideration, whether or not there is an agency relationship.
- J. “Dispensary” or “Dispensing Organization” shall be a facility which is licensed to sell cannabis within the meaning of the Cannabis Regulation and Tax Act 410 ILCS 705/1 et. seq. or as otherwise defined in the North Aurora Code.
- K. “Drug Paraphernalia” means all equipment, products and materials of any kind, other than methamphetamine manufacturing materials as defined in Section 10 of the Methamphetamine Control and Community Protection Act, which are intended to be used unlawfully in planting, propagating, cultivating, growing, harvesting, manufacturing, compounding, converting, producing, processing, preparing, testing, analyzing, packaging, repackaging, storing, containing, concealing, injecting, ingesting, inhaling or otherwise introducing into the human body a controlled substance in violation of the Illinois Controlled Substances Act, or the Methamphetamine Control and Community Protection Act or a synthetic drug product or misbranded drug in violation of the Illinois Food, Drug and Cosmetic Act. “Paraphernalia” shall not include “cannabis paraphernalia.”
- L. “Drug Paraphernalia” includes, but is not limited to:
 - 1. Kits intended to be used unlawfully in manufacturing, compounding, converting, producing, processing or preparing a controlled substance;
 - 2. Isomerization devices intended to be used unlawfully in increasing the potency of any species of plant which is a controlled substance;
 - 3. Testing equipment intended to be used unlawfully in a private home for identifying or in analyzing the strength, effectiveness or purity of controlled substances;
 - 4. Diluents and adulterants intended to be used unlawfully for cutting a controlled substance by private persons;

VILLAGE OF NORTH AURORA

5. Objects intended to be used unlawfully in ingesting, inhaling, or otherwise introducing cocaine or a synthetic drug product or misbranded drug in violation of the Illinois Food, Drug and Cosmetic Act into the human body including, where applicable, the following items:
 - a. Water pipes;
 - b. Carburetion tubes and devices;
 - c. Smoking and carburetion masks;
 - d. miniature cocaine spoons and cocaine vials;
 - e. Carburetor pipes;
 - f. Electric pipes;
 - g. Air-driven pipes;
 - h. Chillums;
 - i. Bongs;
 - j. Ice pipes or chillers;
 6. Any item whose purpose, as announced or described by the seller, is for use in violation of this Chapter.
- M. In determining whether an object is drug paraphernalia, a court or other authority should consider, in addition to all other logically relevant factors, the following:
1. Statements by an owner or by anyone in control of the object concerning its use.
 2. Prior convictions, if any, of an owner, or of anyone in control of the object, under any state or federal law relating to any controlled substance.
 3. The proximity of the object, in time and space, to a direct violation of this Section.
 4. The proximity of the object to controlled substances.
 5. The existence of any residue of controlled substances on the object.
 6. Direct or circumstantial evidence of the intent of an owner, or of anyone in control of the object, to deliver it to persons whom he knows, or should reasonably know, intend to use the object to facilitate a violation of this Chapter. The innocence of an owner, or of anyone in control of the object, as to a direct violation of this Chapter shall not prevent a finding that the object is intended for use or designed for use as drug paraphernalia.
 7. Instructions, oral or written, provided with the object concerning its use.
 8. Descriptive materials accompanying the object which explain or depict its use.
 9. National and local advertising concerning its use.
 10. The manner in which the object is displayed for sale.

VILLAGE OF NORTH AURORA

11. Whether the owner, or anyone in control of the object, is a legitimate supplier of like or related items to the community, such as a licensed distributor or dealer of tobacco products.
 12. Direct or circumstantial evidence of the ratio of sales of the object to the total sales of the business enterprise.
 13. The existence and scope of legitimate uses for the object in the community.
 14. Expert testimony concerning its use.
- N. “Public Place” means any place where a person could reasonably be expected to be observed by others, including all parts of buildings owned in whole or in part, or leased, by the State of Illinois or a unit of local government, excluding private residences and any private residence used to provide licensed child care, foster care, or other similar social service care on the premises. “Public Place” includes, but is not limited to, all areas in a park, recreation area, wildlife area, or playground owned in whole or in part, leased, or managed by the State or a unit of local government.
- O. “Produce” or “production” means planting, cultivating, tending or harvesting.

9.38.020 - Possession or casual delivery of cannabis.

- A. Except as otherwise provided in the Cannabis Regulation and Tax Act, it shall be a violation of this Section of the North Aurora Code for any person of any age knowingly to possess or casually deliver any amount of cannabis:
1. In a school bus;
 2. On any primary or secondary school grounds;
 3. In any correctional facility;
 4. In a private residence that is also used at any time to provide childcare or other similar social service care on the premises;
 5. In a public place where a person could reasonably be expected to be observed by others unless the cannabis is reasonably hidden from public view and sealed in its original cannabis container;
 6. In any private residence or business establishment without the consent of the owner; and
 7. In any way that is not expressly allowed under the Cannabis Regulation and Tax Act.
- B. Any offense under this Section shall be punishable as a local ordinance violation by a fine of not less than \$100 and not more than \$750.
- C. Except as otherwise provided in the Cannabis Regulation and Tax Act, it shall be a violation of this Section of the North Aurora Code punishable as a local ordinance violation for any person to possess or casually deliver:
1. Up to 30 grams of cannabis flower, less than 5 grams of cannabis concentrate, a cannabis infused product containing less than 500 milligrams of THC, or less than 30 grams of any substance containing cannabis if not legally purchased from a cannabis

VILLAGE OF NORTH AURORA

business establishment for which the maximum penalty shall be a fine of not less than \$100.00 and not more than \$750;

2. Up to 30 grams of cannabis flower, less than 5 grams of cannabis concentrate, a cannabis infused product containing less than 500 milligrams of THC, or less than 30 grams of any substance containing cannabis if the person is under the age of 21, for which the maximum penalty shall be a fine of not less than \$100.00 and not more than \$750;
3. More than 500 milligrams of THC, but less than 750 milligrams of THC contained in a cannabis infused product for which the penalty shall be a fine of not less than \$200 and not more than \$750;
4. More than 250 milligrams of THC, but less than 500 milligrams of THC contained in a cannabis infused product, if the person is not an Illinois resident, for which the penalty shall be a fine of not less than \$200.00 and not more than \$750;
5. More than 2.5 grams of cannabis concentrate, but less than 5 grams of cannabis concentrate, if the person is not an Illinois resident, for which the penalty shall be a fine of not less than \$200 and not more than \$750;
6. More than 5 grams of cannabis concentrate, but less than 7.5 grams of cannabis concentrate for which the penalty shall be a fine of not less than \$200 and not more than \$750;
7. More than 15 grams of cannabis flower, but less than 30 grams of cannabis flower, if the person is not an Illinois resident, for which the penalty shall be a fine of not less than \$200 and not more than \$750;
8. More than 30 grams of cannabis flower or any substance containing cannabis, but less than 50 grams of cannabis flower or 50 grams of any substance containing cannabis, for which the penalty shall be a fine of not less than \$200 and not more than \$750 unless it is the person's second offense;
9. More than 50 grams of cannabis flower or any substance containing cannabis, but less than 100 grams of cannabis flower or any substance containing cannabis, for which the penalty shall be a fine of not less than \$400 and not more than \$750 unless it is the person's second offense.

9.38.030 - Possession of drug paraphernalia.

- A. Except as otherwise provided in the Cannabis Regulation and Tax Act, it shall be a violation of this Section of the North Aurora Code punishable as a local ordinance violation for any person to knowingly possess drug paraphernalia.
- B. Possession of drug paraphernalia or cannabis paraphernalia if the person is under the age of 21 is punishable by a fine of not less than \$200 and not more than \$750; and
- C. Possession of drug paraphernalia with the intent to use it in ingesting, inhaling, or otherwise introducing a controlled substance into the human body or in preparing a controlled substance for that use is punishable by a maximum of six months imprisonment and a maximum fine of \$750;

VILLAGE OF NORTH AURORA

- D. In determining intent, the trier of fact may take into consideration the proximity of the controlled substances to drug paraphernalia or the presence a controlled substance on the drug paraphernalia.

9.38.040 – Consumption of Cannabis.

- A. Except as otherwise provided in the Cannabis Regulation and Tax Act, it shall be a violation of this Section of the North Aurora Code punishable as a local ordinance violation for any person to consume cannabis:
1. In a school bus;
 2. On any primary or secondary school grounds;
 3. In any correctional facility;
 4. In a private residence that is also used at any time to provide childcare or other similar social service care on the premises;
 5. In a public place;
 6. In any place where smoking is prohibited by the Smoke Free Illinois Act;
 7. While operating, navigating, or being in actual physical control of a motor vehicle, aircraft, or motorboat;
 8. Knowingly in close proximity to anyone under the age of 21 who is not a registered medical cannabis patient under the Compassionate Use of Medical Cannabis Pilot Program Act;
 9. If a member of the Village of North Aurora Police Department, corrections officer, probation officer, or firefighter while on duty;
 10. If the individual has a school bus permit or has a commercial driver license and the individual is on duty;
 11. In a private residence or business establishment without the consent of the owner.
- B. Anyone offense under this Section shall be punishable by a fine of not less than \$500 and not more than \$750.

9.38.050 - Manufacture or delivery of paraphernalia.

Except as otherwise provided in the Cannabis Regulation and Tax Act and except for Cannabis Paraphernalia, it shall be a violation of this Section of the North Aurora Code punishable as a local ordinance violation for any person to manufacture, deliver, casually deliver or possess with intent to deliver paraphernalia not for commercial consideration, which violations are punishable by a maximum fine of \$750.

9.38.060 - Advertisement of paraphernalia.

- A. Except as otherwise provided in the Cannabis Regulation and Tax Act, it shall be a violation of this Section of the North Aurora Code punishable as a local ordinance violation for any person to advertise in any form or through any medium, knowing, or under

VILLAGE OF NORTH AURORA

circumstances where one reasonably should know, that the purpose of the advertisement, in whole or in part, is to promote the sale of paraphernalia, which violations are punishable by a maximum fine of \$750.

- B. Except as otherwise provided in the Cannabis Regulation and Tax Act, it shall be a violation of this Section of the North Aurora Code punishable as a local ordinance violation by a maximum fine of \$750 for any person to advertise cannabis or a cannabis infused product in any form or through any medium:
1. Within 1,000 feet of the perimeter of school grounds, a playground, a recreation center or facility, a childcare center, a public park or public library, or a game arcade where admission is not restricted to persons 21 years of age or older;
 2. In or on a public transit vehicle or public transit shelter; or,
 3. On publicly owned or public operated property.

9.38.70 - Civil forfeiture.

Except as otherwise provided in the Cannabis Regulation and Tax Act, all drug paraphernalia, cannabis paraphernalia if the person in possession is under the age of 21, and cannabis manufactured, delivered or possessed in violation of this Chapter shall be seized without a warrant by a peace officer, and the same shall be subject to forfeiture, pursuant to appropriate procedures as set forth in 720 ILCS 600/5 and 720 ILCS 550/12, as now or hereafter amended.

9.38.080 – Sale or trafficking.

Except as otherwise provided in the Cannabis Regulation and Tax Act, it shall be a violation of this Section of the North Aurora Code punishable as a local ordinance violation for any person to deliver cannabis to another person as follows:

- A. Delivery of 2.5 grams of any substance containing cannabis or less is punishable by imprisonment up to six (6) months and fine of up to \$750;
- B. Delivery of 2.5 grams of any substance containing cannabis or less on school grounds is punishable by imprisonment up to six months and fine of up to \$750;
- C. Delivery of more than 2.5 grams of cannabis, but less than 10 grams of cannabis is punishable by imprisonment up to six months and fine of up to \$750.

9.38.090 – Cultivation.

Except as otherwise provided in the Cannabis Regulation and Tax Act, it shall be a violation of this Section of the North Aurora Code punishable as a local ordinance violation for any person to cultivate cannabis plants including the cultivation of five (5) plants or less for personal use by fine of not less than \$100 and not more than \$750;

9.38.100 – Minors.

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It shall be unlawful for a parent or guardian to knowingly permit the consumption of cannabis by a person under the age of 21 at his or her residence or any other private property under his or her control, or in any vehicle under his or her control.

9.38.110 - Administrative adjudication. The Village is authorized to enforce the provisions of this Chapter through its Code Hearing Department (Title 2, Chapter 2.70 of this Code), or to initiate legal action in any court of competent jurisdiction, including a deferred prosecution program. Use of its Code Hearing Department without resolution does not preclude the Village from subsequent enforcement in a court of competent jurisdiction.

9.38.120 – Violations.

Every violation of any provision in this Chapter shall be considered a separate offense, and each day that a violation of any provision of this Chapter occurs or continues is considered a separate offense.

9.38.130 – Registration.

Every Cannabis Business shall register under Chapter 5.06 of the North Aurora Code.

3. Severability. If any section, subsection, subdivision, paragraph, sentence, clause or phrase of this Ordinance or any part thereof is for any reason held to be unconstitutional or invalid or ineffective by any court of competent jurisdiction, such decision shall not affect the validity or effectiveness of the remaining portions of this Ordinance, or any part thereof. The Village Board of Trustees hereby declares that it would have passed each section, subsection, subdivision, paragraph, sentence, clause or phrase thereof irrespective of the fact that anyone or more sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases be declared unconstitutional, invalid or ineffective.

4. Codification. The corporate authorities of the Village intend that this Ordinance will be made part of the North Aurora Municipal Code and that sections of this Ordinance can be renumbered or relettered and the word “Ordinance” can be changed to “Section,” “Article,” “Chapter” or some other appropriate word or phrase to accomplish codification, and regardless of whether this Ordinance is ever codified, the Ordinance can be renumbered or relettered and typographical errors can be corrected with the authorization of the Village Attorney, or his or her designee.

5. Conflict. All parts of the North Aurora Municipal Code in conflict with the terms or provisions of this Ordinance shall be and the same are hereby amended or repealed to the extent of such conflict, and all other provisions of the North Aurora Municipal Code and all other existing ordinances shall otherwise remain in full force and effect.

6. Effective Date. This Ordinance shall be in full force and effect from and after its passage and approval and publication as required by law effective on the first day of January, 2020.

VILLAGE OF NORTH AURORA

Presented to the Board of Trustees of the Village of North Aurora, Kane County, Illinois
this ____ day of _____, 2019, A.D.

Passed by the Board of Trustees of the Village of North Aurora, Kane County, Illinois this ____
day of _____, 2019, A.D.

Mark Carroll _____

Laura Curtis _____

Mark Gaffino _____

Mark Guethle _____

Michael Lowery _____

Tao Martinez _____

Approved and signed by me as President of the Board of Trustees of the Village of North
Aurora, Kane County, Illinois this ____ day of _____, 2019, A.D.

Dale Berman, Village President

ATTEST:

Lori Murray, Village Clerk