

VILLAGE OF LOMBARD
REQUEST FOR BOARD OF TRUSTEES ACTION
For Inclusion on Board Agenda

Resolution or Ordinance (Blue) _____
Waiver of First Requested
Recommendations of Boards, Commissions & Committees (Green)
Other Business (Pink)


X

TO: PRESIDENT AND BOARD OF TRUSTEES

FROM: William T. Lichter, Village Manager

DATE: April 24, 2007 (B of T) Date: May 3, 2007

TITLE: 15-19 W. St. Charles Road

SUBMITTED BY: The Department of Community Development


BACKGROUND/POLICY IMPLICATIONS:

The Economic & Community Development Committee through the Department of Community Development transmits for your consideration a recommendation for a Downtown Improvement and Renovation Grant in the amount of \$34,514.57 and an Interest Free Loan in the amount of \$29,514.57 relative to the paving of the parking lot for the property located at 15-19 W. St. Charles Road. (DISTRICT #1)

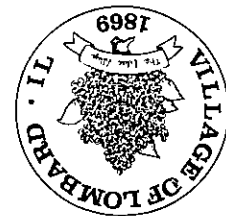
Please note that while this request was approved by the EDC back in 2003 the property owner has now agreed to move forward with the project.

Fiscal Impact/Funding Source:

Review (as necessary):

Village Attorney X _____
Finance Director X _____
Village Manager X _____
Date _____
Date _____
Date 4/25/07

NOTE: All materials must be submitted to and approved by the Village Manager's Office by 12:00 noon, Wednesday, prior to the Agenda Distribution.



MEMORANDUM

TO: William T. Lichter, Village Manager

FROM: David A. Hulseberg, AICP, Director of Community Development *DLH*

DATE: May 3, 2007

SUBJECT: Downtown Improvement & Renovation Grant; 15-19 W. St. Charles Road

BACKGROUND

The purpose of the Downtown Improvement and Renovation Grant Program is to increase the economic viability of Downtown Lombard by improving the aesthetics of the buildings, improving signage, and increasing the availability and ease of parking. This Program, approved in July, 1998, is intended to support the Village's plans to maintain a quality downtown.

Approved applications for the Downtown Improvement and Renovation Grant Program are eligible to receive a fifty percent (50%) matching grant. Grants up to \$10,000 are approved administratively by the Director of Community Development. All grants above \$10,000 must be approved by the Village Board. The maximum grant amount is \$50,000. Requests for grants above \$50,000 will be considered on a case-by-case basis.

PROPOSAL

On February 4, 2003, the Economic and Community Development Committee approved a proposal for a 50% grant, 50% zero-interest loan to cover the cost of improving the parking lot on the subject property. The loan would not be payable until the property is sold. The property owner has now agreed to move forward with this project. This work, which is estimated to cost \$69,029.14, would be performed in conjunction with the Orchard Terrace public parking improvements scheduled to begin this spring. The \$34,514.57 zero-interest loan is reduced by \$5,000 to compensate the property owner for an easement previously granted along Michael McGuire Drive.

RECOMMENDATION

Staff recommends that the Village Board approve an ordinance authorizing a Downtown Facade Improvement Grant in the amount of \$34,514.57 and an interest-free loan in the amount of \$29,514.57 for the property located at 15-19 W. St. Charles Road.

Project as part of the Village Project, and enter upon the Subject Property for purposes of

WHEREAS, the Owner has agreed to allow the Village to include the Owner

Property for purposes of proceeding with the Owner Project and

Village Project, provided the Owner authorizes the Village to enter upon the Subject

WHEREAS, the Village has offered to include the Owner Project as part of the

“Village Project”; and

of the Village which are adjacent to the Subject Property (hereinafter referred to as the

WHEREAS, the Village is going to be paving parking areas under the jurisdiction

the “Subject Property”, paved (hereinafter referred to as the “Owner Project”); and

described on Exhibit “A” attached hereto and made part hereof (hereinafter referred to as

with the property located at 15-19 W. St. Charles Road, Lombard, Illinois, and as legally

“Owner”, wishes to participate in the Program so as to have the parking lot associated

WHEREAS, Steve Lamberta and Jennie Lamberta, (hereinafter referred to as

referred to as the “Program”); and

District to enhance and improve downtown buildings and parking areas (hereinafter

qualified property owners in the Lombard Downtown Tax Increment Financing (TIF)

36.30 through 36.36 of the Lombard Village Code, and will provide monetary grants to

Downtown Improvement and Renovation Grant Program under the provisions of Sections

WHEREAS, the Village controls the disbursement of funds relative to the

**AN ORDINANCE AUTHORIZING A DOWNTOWN IMPROVEMENT
AND RENOVATION GRANT AND AN INTEREST FREE LOAN
RELATIVE TO THE PAVING OF THE PARKING LOT FOR
THE PROPERTY LOCATED AT 15-19 WEST ST. CHARLES ROAD**

ORDINANCE NO. _____

performing the paving work contemplated by the Owner Project, subject to the Owner receiving financial assistance, in addition to the assistance provided under the Program, relative to paying for the Owner Project; and

WHEREAS, the Owner Project will complement and support the Village's plans to maintain a quality Central Business District;

NOW, THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF LOMBARD, DUPAGE COUNTY, ILLINOIS,

as follows:

SECTION 1: That the recitals set forth above are incorporated herein by reference as if set forth fully herein.

SECTION 2: That the Village shall provide Owner with a grant of \$34,514.57 pursuant to the Program (hereinafter referred to as the "Grant"), to be used by the Village in proceeding with the Owner Project as part of the Village Project.

SECTION 3: That the Village shall provide the Owner with an interest free loan, in the amount of \$29,514.57, (hereinafter referred to as the "Loan"), to be used by the Village in proceeding with the Owner Project as part of the Village Project.

SECTION 4: That the Owner Project will be performed in accordance with the Owner Project plans and cost estimate, attached hereto as Exhibit "B" and made part hereof.

SECTION 5: That the Village will undertake the following in connection with the Owner Project:

A. Comply with all regulations and standards of the Program and all applicable building codes of the Village.

B. Take all reasonable action to assure completion of the Owner Project within six (6) months from the date of the adoption of this Ordinance.

C. Allow inspection of the Owner Project by authorized agents or employees of the Owner to assure compliance with applicable building codes of the Village.

D. Maintain the financial records that pertain to the Owner Project, and allow access thereto by authorized agents or employees of the Owner. At a minimum, all contracts, change orders, bills, invoices, receipts, cancelled checks and partial and final waivers of liens shall be maintained and made available to the authorized agents or employees of the Owner.

E. Submit copies of all final waivers of lien, cancelled checks and invoices related to the Owner Project to the Owner.

SECTION 6: That the Owner hereby grants, releases, conveys, assigns and quit

claims to the Village a temporary easement and right-of-way for the full and free right, privilege and authority to clear, trench for, construct, install and inspect the Owner Project in, on, upon, over, through, across the parking lot portion of the Subject Property, for a period of six (6) months from the date of this Ordinance (hereinafter referred to as the "Temporary Easement").

SECTION 7: The Owner agrees to maintain the Subject Property in accordance

with all Village codes and ordinances and agrees not to substantially change the use of the Subject Property for a period of three (3) years from the date of this Ordinance. Failure to maintain the Subject Property in accordance with all Village codes and ordinances, changing the use of the Subject Property within said three (3) year period, other than with the prior written authorization of the Village, or failing to otherwise fully comply with the terms and conditions of this Ordinance shall obligate the Owner to make pro rated repayment of the Grant received by the Owner to the Village based on the following formula:

holder(s) of the Subject Property, hereby acknowledge(s) that he/she/they/it has/have

SECTION 11: Steve Lamberta and Jennie Lamberta being the legal title

outlined in this Ordinance, and applicable to the Grant and the Loan.

representatives, successors and all other interested persons of the terms and conditions the title to the Subject Property, to serve as notice upon future purchasers, assigns, estate

SECTION 10: The Owner agrees that this Ordinance shall be recorded against

County Recorder of Deeds, to evidence same.

of any such release, the Village shall record a release of lien document, with the DuPage as a result of an earlier payment (hereinafter referred to as the "Loan Lien"). In the event

Owner's repayment of the Loan, whether as a result of the sale of the Subject Property or amount of \$29,514.57, relative to the Loan, subject to said lien being released, upon the

SECTION 9: A lien is hereby declared against the Subject Property in the

Deeds, to evidence same.

Village shall record a release of lien document, with the DuPage County Recorder of payment by Owner of the Repayment Amount as referenced in Section 7 above, the

the end of the three (3) year period referenced in Section 7 above, or sooner upon the (hereinafter referred to as the "Grant Lien"). In the event of any such release, whether at

Owner's compliance with the terms and conditions of Section 7 of this Ordinance amount of \$34,514.57, relative to the Grant, subject to said lien being released, upon the

SECTION 8: A lien is hereby declared against the Subject Property in the

$$\begin{array}{r}
 \text{1096 minus the number of days} \\
 \text{from Ordinance adoption to event} \\
 \text{triggering repayment obligation} \\
 \times \\
 \text{Grant Amount} \\
 \hline
 = \\
 \text{Repayment Amount}
 \end{array}$$

read the terms and conditions applicable to the receipt of the Grant and the Loan, and the Village's construction of the Owner Project, as set forth in this Ordinance, and agree to be bound thereby, and to bind the Subject Property with the Grant Lien, the Loan Lien and the Temporary Easement, and in evidence thereof have executed this Ordinance as set forth below:

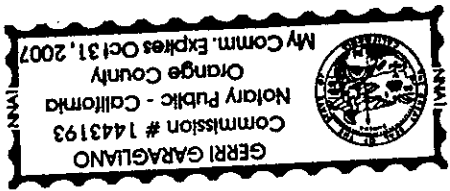
OWNER
 By: Steve Kamberer
 Name: Steve Kamberer
 Title: OWNER

Attest:

Name: _____
 Title: _____

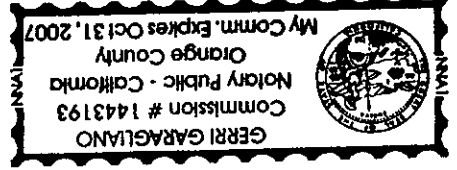
Address
85562 SW 11th Ln
Lake Forest Ga 92630

SUBSCRIBED AND SWORN TO
 before me this 12th day of
April, 2007.
Steve Kamberer
 Notary Public



Address
25562 SW 11th Ln
Lake Forest Ga 92630

SUBSCRIBED AND SWORN TO
 before me this 12th day of
April, 2007.
Steve Kamberer
 Notary Public



SECTION 12: That is Ordinance shall be in full force and effect from and after its passage, approval and the execution thereof by the Owner.

Passed on first reading this _____ day of _____, 2007.

First reading waived by action of the Board of Trustees this _____ day of _____, 2007.

Passed on second reading this _____ day of _____, 2007, pursuant to

a roll call vote as follows:

AYES: _____

NAYS: _____

ABSENT: _____

Approved by me this _____ day of _____, 2007.

William J. Mueller, Village President

ATTEST:

Brigitte O'Brien, Village Clerk

COMMON ADDRESS: 15-19 West St. Charles Road, Lombard, Illinois.

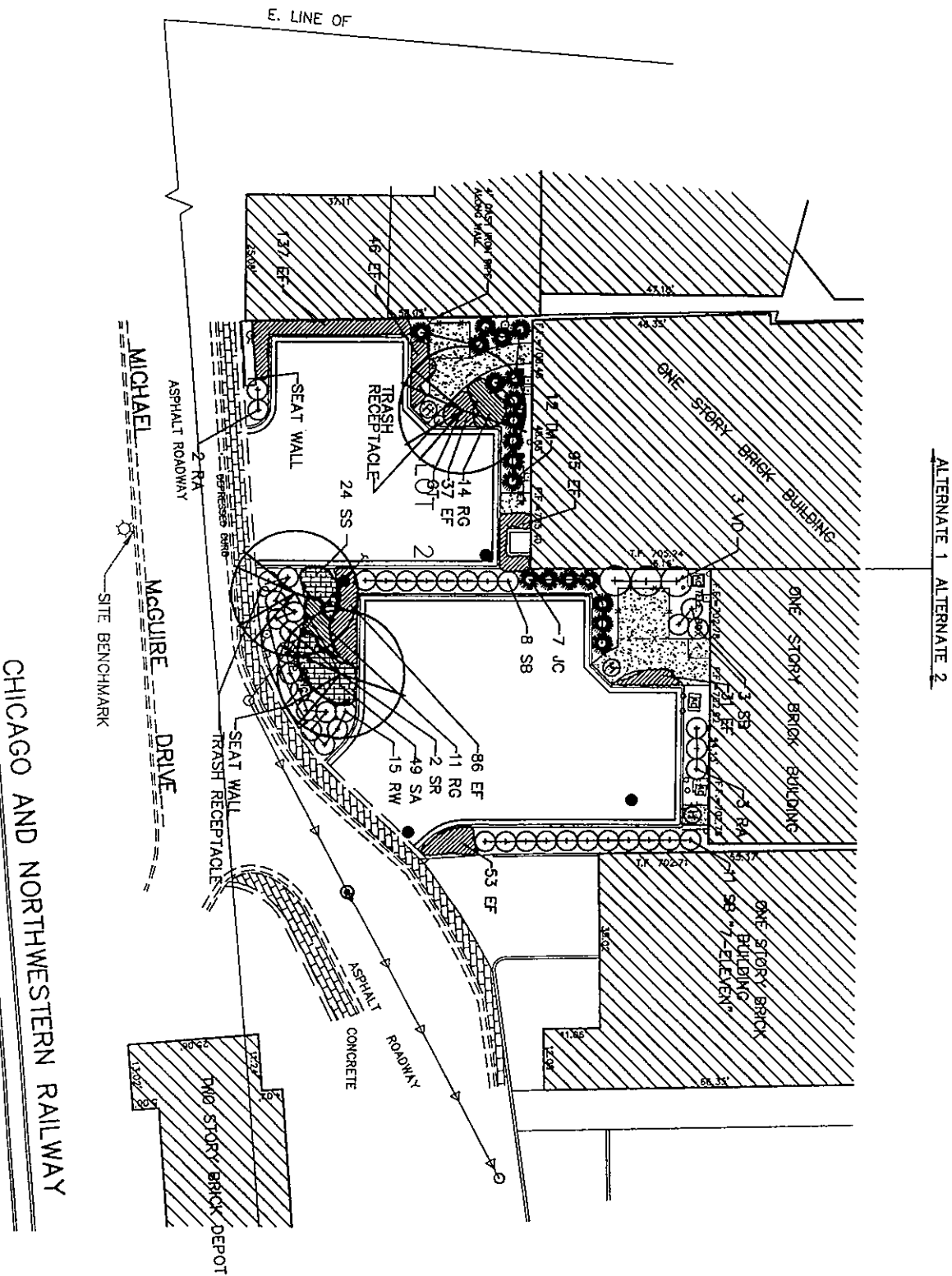
P.I.N.: 06-07-210-006;

ILLINOIS;
THE EAST 54.05 FEET MEASURED ON THE NORTH LOT LINE AND THE EAST
57.88 FEET MEASURED ON THE SOUTH LOT LINE OF LOT 2 IN OWNER'S
SUBDIVISION OF BLOCK 18 OF THE ORIGINAL TOWN OF LOMBARD, EXCEPT
FOR THE SOUTHERNMOST 10 FEET OF SAID LOT 2, BEING A SUBDIVISION
OF THE NORTHEAST QUARTER OF SECTION 7, TOWNSHIP 39 NORTH, RANGE
11, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT
THEREOF RECORDED AS DOCUMENT NO. 111637 IN DUPAGE COUNTY,

Legal Description of Subject Property

Exhibit "A"

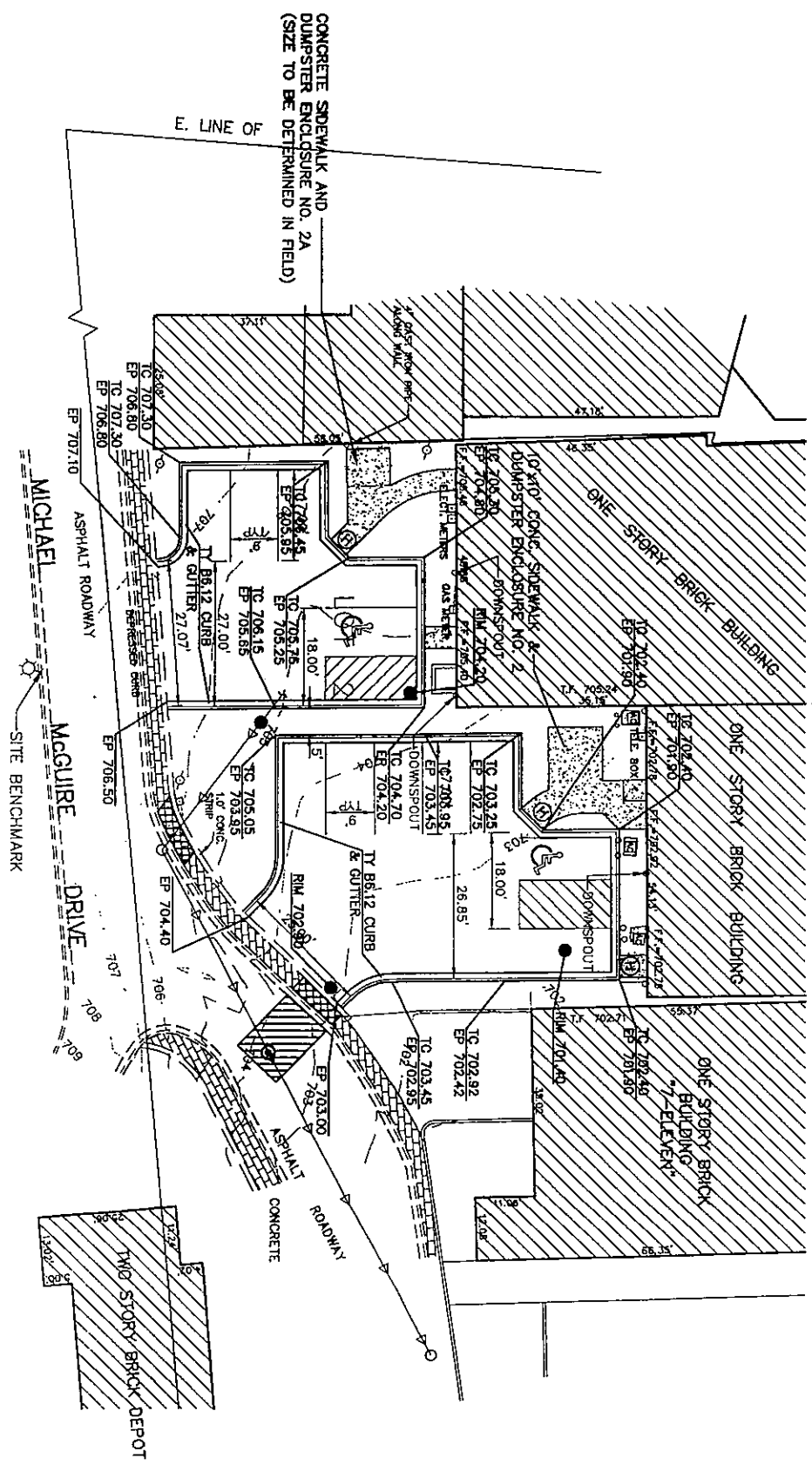
Exhibit "B"
Owner Project Plans and Cost Estimate
(attached)



ALTERNATE 1 ALTERNATE 2

CHICAGO AND NORTHWESTERN RAILWAY

ALTERNATE 1 ALTERNATE 2



CONCRETE SIDEWALK AND DUMPSTER ENCLOSURE NO. 2A (SIZE TO BE DETERMINED IN FIELD)

GEOMETRY AND GRADING PLAN

1" = 20'

ALTERNATE 1 ALTERNATE 2

MICHAEL ASPHALT ROADWAY

MCGUIRE DRIVE SITE BENCHMARK

ASPHALT CONCRETE ROADWAY

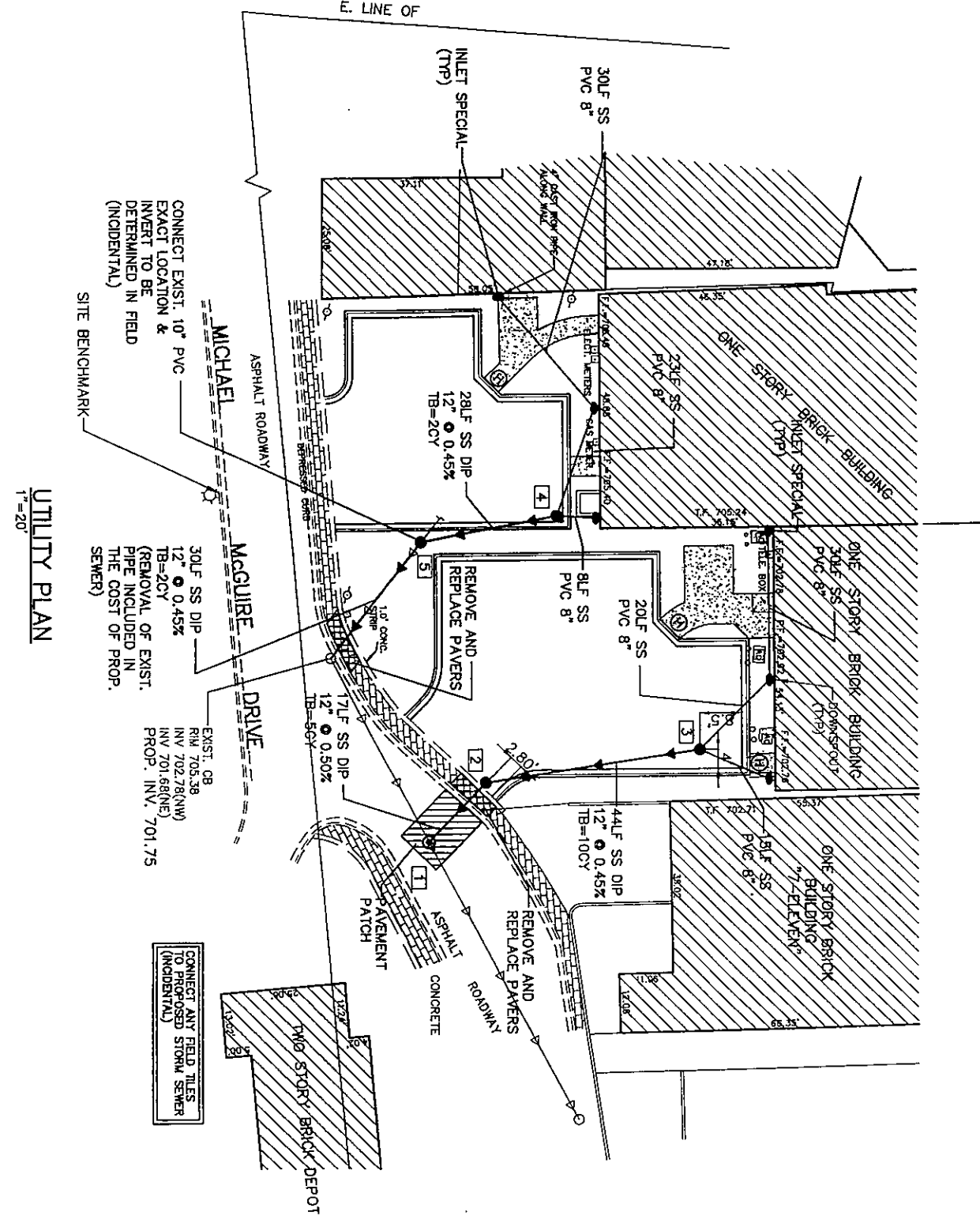
TWO STORY BRICK DEPOT

Village of Lombard

PROJECT:

Orchard Terrace

TITLE:



PROJECT FILE NAME: ORCHARD TERRACE PARKING LOT

PROJECT NO.: M-07-07

DATE: Wednesday, March 07, 2007

TIME: 11:00 AM

TABULATED BY:

		ENGINEER'S ESTIMATE		ChicagoLand Paving		Alliance Contractors Inc.	
		225 Teiser Road		1166 Lake Avenue		Woodstock, IL 60098	
		Lake Zurich, IL 60047					
NO	ITEM DESCRIPTION	QUAN	UNIT	PRICE	TOTAL	UNIT	TOTAL
Alternate 2							
1	20101000 TEMPORARY FENCE	20	FOOT	\$8.00	\$160.00	1.50	\$30.00
2	20200100 EARTH EXCAVATION	145	CU YD	\$30.00	\$4,350.00	40.00	\$5,800.00
3	20201200 REM & DISP UNS MATL	35	CU YD	\$35.00	\$1,225.00	40.00	\$1,400.00
4	20700420 POROUS GRAN EMB, SUBGR	35	CU YD	\$45.00	\$1,575.00	30.00	\$1,050.00
5	20800250 TRENCH BACKFILL SPL	15	CU YD	\$50.00	\$750.00	87.55	\$1,313.25
6	21001000 GEOTECH FAB F/GR STAB	210	SQ YD	\$3.00	\$630.00	1.00	\$210.00
7	21300010 EXPLOR TRENCH SPL	50	SQ FT	\$4.00	\$200.00	75.00	\$3,750.00
8	28000040 PERIMETER EROS BAR	50	FOOT	\$3.00	\$150.00	3.00	\$150.00
9	31101200 SUB GRAN MAT B 4	53	SQ YD	\$6.00	\$318.00	10.00	\$530.00
10	35102200 AGG BASE CSE B 10	210	SQ YD	\$15.00	\$3,150.00	20.00	\$4,200.00
11	40300100 BIT MATLS PR CT	21	GAL	\$8.00	\$168.00	5.00	\$105.00
12	40603080 HMA BC IL-19.0 N50	28	TON	\$105.00	\$2,940.00	100.00	\$2,800.00
13	40603310 HMA SC "C" N50	22	TON	\$115.00	\$2,530.00	100.00	\$2,200.00
14	42400430 PC CONC SIDEWALK 5 SPL	216	SQ FT	\$7.00	\$1,512.00	10.60	\$2,289.50
15	42400800 DETECTABLE WARNINGS	16	SQ FT	\$25.00	\$400.00	31.80	\$508.80
16	60240210 INLETS TA T1F OL	1	EACH	\$1,000.00	\$1,000.00	1,020.00	\$1,020.00
17	60240210 INLETS TB T1F OL	1	EACH	\$1,250.00	\$1,250.00	1,532.00	\$1,285.00
18	60603800 COMB CC&G TB6.12	190	FOOT	\$23.00	\$4,370.00	26.50	\$5,035.00
19	70101800 TRAF CONT & PROT SPL	1	EACH	\$2,000.00	\$2,000.00	265.00	\$265.00
20	72000100 SIGN PANEL T1	2	SQ FT	\$25.00	\$50.00	22.25	\$44.50
21	72900100 METAL POST TY A	13	FOOT	\$10.00	\$130.00	11.00	\$143.00
22	78001100 PT PVT MK LTRS & SYMB	5	SQ FT	\$10.00	\$50.00	9.55	\$47.75
23	78001110 PAINT PVT MK LINE 4	158	FOOT	\$2.00	\$316.00	1.70	\$268.60
24	XX0006203 SS PVC SDR-26 8	61	FOOT	\$70.00	\$4,270.00	41.00	\$2,501.00
25	XX0006283 SS D I T2 12	58	FOOT	\$60.00	\$3,480.00	70.30	\$4,077.40
26	Z0000990 AGG FOR TEMP ACCESS	5	TON	\$50.00	\$250.00	50.00	\$250.00
27	STORM SEWER CLEAN OUT	1	EACH	\$500.00	\$500.00	1,050.00	\$1,050.00
28	INLET, SPECIAL	3	EACH	\$750.00	\$2,250.00	960.00	\$2,880.00
29	FILTER	2	EACH	\$200.00	\$400.00	100.00	\$200.00
30	FILTER CLEANING	2	EACH	\$150.00	\$300.00	100.00	\$200.00
31	PRECONST VID TAP	1	EACH	\$500.00	\$500.00	345.00	\$345.00
32	DUMPSTER ENCLOSURE FENCE	24	FOOT	\$125.00	\$3,000.00	115.00	\$2,760.00
33	DUMPSTER ENCLOSURE GATE (DOUBLE SWING)	1	EACH	\$1,500.00	\$1,500.00	1,266.00	\$1,266.00

PROJECT FILE NAME: ORCHARD TERRACE PARKING LOT

PROJECT NO.: M-07-07

DATE: Wednesday, March 07, 2007

TIME: 11:00 AM

TABULATED BY:

				ENGINEER'S ESTIMATE		ChicagoLand Paving 225 Teiser Road Lake Zurich, IL 60047		Alliance Contractors Inc. 1166 Lake Avenue Woodstock, IL 60098		
NO	ITEM	DESCRIPTION	QUAN	UNIT	UNIT PRICE	TOTAL	UNIT PRICE	TOTAL	UNIT PRICE	TOTAL
34		REMOVE AND REINSTALL BRICK PAVERS	30	SQ FT	\$40.00	\$1,200.00	50.00	\$1,500.00	21.25	\$637.50
35		CONCRETE EDGING, 12"	15	FOOT	\$15.00	\$225.00	26.50	\$397.50	24.75	\$371.25
36		SKYLINE HONEYLOCUST, 2 1/2" CAL.	1	EACH	\$410.00	\$410.00	450.00	\$450.00	600.00	\$600.00
37		IVORY SILK JAPANESE TREE LILAC, 2 1/2" CAL.	1	EACH	\$410.00	\$410.00	600.00	\$600.00	600.00	\$600.00
38		GRO LO SUMAC, 24" WIDE	2	EACH	\$44.00	\$88.00	50.00	\$100.00	75.00	\$150.00
39		WHITE MEIDLAND SHRUB ROSE, 24" WIDE	7	EACH	\$44.00	\$308.00	40.00	\$280.00	50.00	\$350.00
40		ANTHONY WATERER SPIREA, 24" WIDE	8	EACH	\$44.00	\$352.00	40.00	\$320.00	50.00	\$400.00
41		DENSIFORMIS YEW, 24" WIDE	12	EACH	\$82.00	\$984.00	100.00	\$1,200.00	85.00	\$1,020.00
42		BLACK EYED SUSAN, 1 GAL.	14	EACH	\$13.00	\$182.00	20.00	\$280.00	20.00	\$280.00
43		EAST FRIESLAND SAGE, 1 GAL.	12	EACH	\$15.00	\$180.00	20.00	\$240.00	15.00	\$180.00
44		PURPLELEAF WINTERCREEPER, 1 QUART	315	EACH	\$5.00	\$1,575.00	6.00	\$1,890.00	2.00	\$630.00
45		MULCH	5	CU YD	\$60.00	\$300.00	75.00	\$375.00	85.00	\$425.00
46		TRASH RECEPICLES AND FOUNDATION	1	EACH	\$1,250.00	\$1,250.00	2,500.00	\$2,500.00	1,850.00	\$1,850.00
				AS READ:		\$60,354.40	AS READ:		\$74,826.25	
				AS CORRECTED:		\$53,138.00	AS CORRECTED:		\$60,354.40	\$74,826.25