



VILLAGE OF PALATINE
VILLAGE HALL - COUNCIL CHAMBERS
200 E. WOOD STREET
PALATINE, IL 60067-5339 – (847) 359-9050
<http://www.palatine.il.us>

VILLAGE COUNCIL & COMMITTEE OF THE WHOLE

AGENDA

MARCH 14, 2022

Regular Meeting

7:00 PM

I. ROLL CALL

II. PLEDGE TO THE FLAG

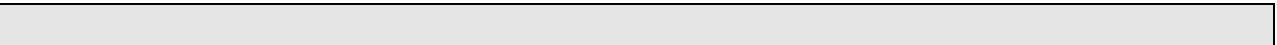
III. APPROVAL OF MINUTES

1. Village Council & Committee of the Whole - Regular Meeting - March 7, 2022

IV. MAYOR'S REPORT

1. Certificates of Recognition for Fremd High School Boys Wrestling at the State Championship
2. As Submitted

V. RECESS TO THE COMMITTEE OF THE WHOLE



VI. COMMITTEE OF THE WHOLE

A. POLICE POLICY & CODE SERVICES COMMITTEE

KOLLIN KOZLOWSKI, CHAIRMAN

1. 44 W. Palatine Road (Council District: Six)
 - A. Consider an Ordinance Granting a Special Use to Permit a Restaurant (Tievoli Pizza Bar) with a Local Liquor License at 44 W. Palatine Road (Council District: Six)
 - B. Consider an Ordinance Increasing the Number of Class G (Restaurant - Beer & Wine) Liquor Licenses by One for TPB Palatine, LLC D/B/A as Tievoli Pizza Bar at 44 W. Palatine Road (Council District: Six)

2. 154 W. Northwest Highway (Council District: Six)
 - A. Consider an Ordinance Granting a Special Use to Permit a Restaurant to Operate with a Local Liquor License at 154 W. Northwest Highway (Council District: Six)
 - B. Consider an Ordinance Increasing the Number of Class D (Restaurant) Liquor Licenses by One for Annie's Restaurant & Pancake House at 154 W. Northwest Highway (Council District: Six)
3. Consider an Ordinance Granting Variations for Residential Driveway Width to Permit a Driveway Expansion at 1028 W. Austin Lane (Council District: One)
4. Discussion on Liquor License Classifications
5. Discussion on Video Gaming
6. As Submitted

B. INFRASTRUCTURE & ENVIRONMENT COMMITTEE

TIM MILLAR, CHAIRMAN

1. Consider a Motion to Award a Contract for the 2022 Sewer Rehabilitation Program
2. Consider a Motion Authorizing the Village Manager to Execute a Proposal for Design Engineering Services for 2022 Algonquin Road Water Main Extension Project (Council District: Two)
3. Consider a Motion to Extend the Contract for the Village of Palatine's 2022 Sidewalk Replacement Program
4. As Submitted

C. ADMINISTRATION, TECHNOLOGY & COMMUNITY HEALTH COMMITTEE

DOUG MYSLINSKI, CHAIRMAN

1. As Submitted

D. BUSINESS FINANCE & BUDGET COMMITTEE

BRAD HELMS, CHAIRMAN

1. As Submitted

E. COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE

GREG SOLBERG, CHAIRMAN

1. As Submitted

F. FIRE POLICY & COMMUNITY INFORMATION COMMITTEE

SCOTT LAMERAND, CHAIRMAN

1. As Submitted

VII. RECONVENE THE VILLAGE COUNCIL MEETING**VIII. CONSENT AGENDA**

All items are considered to be routine by the Village Council and will be enacted by one motion, with waiver of first reading. There will be no separate discussion of these items unless a Council Member so requests, in which event the item will be removed from the Consent Agenda and considered in its normal sequence on the agenda.

1. Consider an Ordinance Granting a Special Use to Permit a Restaurant (Tievoli Pizza Bar) with a Local Liquor License at 44 W. Palatine Road (Council District: Six)
2. Consider an Ordinance Increasing the Number of Class G (Restaurant - Beer & Wine) Liquor Licenses by One for TPB Palatine, LLC D/B/A as Tievoli Pizza Bar at 44 W. Palatine Road (Council District: Six)
3. Consider an Ordinance Granting a Special Use to Permit a Restaurant to Operate with a Local Liquor License at 154 W. Northwest Highway (Council District: Six)
4. Consider an Ordinance Increasing the Number of Class D (Restaurant) Liquor Licenses by One for Annie's Restaurant & Pancake House at 154 W. Northwest Highway (Council District: Six)
5. Consider an Ordinance Granting Variations for Residential Driveway Width to Permit a Driveway Expansion at 1028 W. Austin Lane (Council District: One)
6. Consider a Motion to Award a Contract for the 2022 Sewer Rehabilitation Program
7. Consider a Motion Authorizing the Village Manager to Execute a Proposal for Design Engineering Services for 2022 Algonquin Road Water Main Extension Project (Council District: Two)
8. Consider a Motion to Extend the Contract for the Village of Palatine's 2022 Sidewalk Replacement Program

IX. REPORTS OF STANDING COMMITTEE

A. ADMINISTRATION, TECHNOLOGY & COMMUNITY HEALTH COMMITTEE

DOUG MYSLINSKI, CHAIRMAN

1. As Submitted

B. BUSINESS FINANCE & BUDGET COMMITTEE

BRAD HELMS, CHAIRMAN

1. As Submitted

C. COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE

GREG SOLBERG, CHAIRMAN

1. As Submitted

D. FIRE POLICY & COMMUNITY INFORMATION COMMITTEE

SCOTT LAMERAND, CHAIRMAN

1. As Submitted

E. INFRASTRUCTURE & ENVIRONMENT COMMITTEE

TIM MILLAR, CHAIRMAN

1. As Submitted

F. POLICE POLICY & CODE SERVICES COMMITTEE

KOLLIN KOZLOWSKI, CHAIRMAN

1. As Submitted

X. REPORTS OF THE VILLAGE OFFICERS

A. VILLAGE MANAGER

1. As Submitted

B. VILLAGE CLERK

1. As Submitted

C. VILLAGE ATTORNEY

1. As Submitted

XI. CLOSED SESSION AS REQUIRED

XII. RECOGNITION OF AUDIENCE

XIII.ADJOURNMENT



VILLAGE OF PALATINE
 VILLAGE HALL - COUNCIL CHAMBERS
 200 E. WOOD STREET
 PALATINE, IL 60067-5339 – (847) 359-9050
<http://www.palatine.il.us>

VILLAGE COUNCIL & COMMITTEE OF THE WHOLE

MINUTES

MARCH 7, 2022

Regular Meeting

7:00 PM

I. ROLL CALL – Time: 7:00 PM

Attendee Name	Title	Status	Arrived
Jim Schwantz	Mayor	Present	
Tim Millar	District 1 Councilman	Present	
Scott Lamerand	District 2 Councilman	Present	
Doug Myslinski	District 3 Councilman	Present	
Greg Solberg	District 4 Councilman	Present	
Kollin Kozlowski	District 5 Councilman	Present	
Brad Helms	District 6 Councilman	Absent	

Also Present:

Village Clerk Marg Duer, Village Manager Reid Ottesen, Deputy Village Manager Hadley Skeffington-Vos, Village Attorney Nicholas Standiford, Director of Community Development Mike Jacobs, Director of Planning & Zoning Ben Vyverberg, Director of Public Works Matt Barry, Police Chief Dave Daigle, Fire Chief Patrick Gratziana, IT Director Larry Schroth, Director of Finance Paul Mehring

II. PLEDGE TO THE FLAG – Time: 7:00 PM

Mayor Schwantz invited everyone to stand and join him in the Pledge to the Flag.

III. APPROVAL OF MINUTES – Time: 7:00 PM

- Village Council & Committee of the Whole - Regular Meeting - February 22, 2022
- Accepted

RESULT:	ACCEPTED [UNANIMOUS]
MOVER:	Doug Myslinski, District 3 Councilman
SECONDER:	Tim Millar, District 1 Councilman
AYES:	Millar, Lamerand, Myslinski, Solberg, Kozlowski

Minutes Acceptance: Minutes of Mar 7, 2022 7:00 PM (APPROVAL OF MINUTES)

IV. MAYOR'S REPORT – Time: 7:01 PM**1. Presentation by Cook County Commissioner Scott Britton -**

Mayor Schwantz introduced Cook County Commissioner Scott Britton to speak on local issues, particularly:

- Quentin Road from Dundee to Lake Cook
- Euclid Avenue from Roselle to Quentin
- ARPA funding for infrastructure in the 14th District

Mayor Schwantz appreciated the responsiveness from Commissioner Britton regarding Bike Trail extensions from Smith into the Forest Preserve.

Commissioner Britton shares frustrations and the project of Quentin Road, which is frequently mentioned and it is his goal to get it completed. The process has been way too long. COVID did interfere. He saw the data that shows a definite need for the expansion of Quentin at \$40.5 million, \$37 million is County funded, plus \$3 million federal funds including another environmental study.

Quentin Road Project Timeline:

1. repair Quentin this year
2. community outreach this calendar year for configuration
3. environmental study by early 2023
4. resurfacing bids are out for contracts summer 2022

Schwantz stated that COVID should not have shut down Cook County. The Village of Palatine lobby was closed for 30 days. Whatever is needed from Palatine, we will provide. Palatine wants 4 lanes with a dedicated turn lane.

Councilman Kozlowski asked about the need for another environmental study. Britton stated, it is needed again to assure the Forest Commission is on board. Federal funding of \$3.7 million is needed and depends on the environmental study, the most recent was in 2018.

Village Manager Reid Ottesen stated that this is not uncommon. If anything, the situation now is more conducive to the expansion with more trees dying, etc. New development has taken place north in Deer Park, not much along the roadway. COVID has impeded staff communication. Hopefully, the new Highway Superintendent will move this project forward.

Commissioner Britton stated the new Superintendent of Highways is very responsive.

Councilman Myslinski stated a few new homes in Dunhaven, but what is the real design? Britton responded that the results of the 2018 neighborhood survey was close. A lot depends on Palatine government and residents' desires, but environmental and safety impacts are most important.

Councilman Millar agreed, safety is number one. The 1,800 acres (less than 1/2%) have a relatively small impact. The vast majority in District 1 support widening Quentin. We appreciate Commissioner Britton pushing this through. Britton wants all stakeholders involved and heard. Opposition to the expansion was not from this area; the residents in the area favor the expansion.

Euclid:

A meeting is scheduled to address Euclid. Britton is working to move it forward on the 5-year plan. Now is the time to get the federal funding and opportunities for small businesses in the area. \$900 million left over (of \$1 billion Federal funding, Chicago received \$2 billion) that Britton can allocate. The deadline for allocation of ARPA funds is 3 years. He will coordinate with Ottesen. Infrastructure will receive the largest portion of that funding.

Again, Schwantz thanked Britton for being available to us. Britton complimented Palatine and Ottesen in particular.

2. As Submitted -

Mayor Schwantz announced upcoming events:

Friday, March 11: 5:45PM-8PM

American Legion Fish Fry
American Legion

Saturday March 12: 11AM

Durty Nellie's St. Patrick's Day Parade
Along Wood Street

Sunday March 13: 12PM-4PM

Fundraiser to Aid Families of Ukrainian Soldiers
Ukrainian Center

Wednesday, March 16: 7:00 PM

District 2 Residents' Meeting with Councilman Lamerand
Village Hall

V. RECESS TO THE COMMITTEE OF THE WHOLE

Recess to Committee of the Whole - **Motion Carried by Voice Vote**

RESULT:	MOTION CARRIED BY VOICE VOTE [UNANIMOUS]
MOVER:	Tim Millar, District 1 Councilman
SECONDER:	Kollin Kozlowski, District 5 Councilman
AYES:	Millar, Lamerand, Myslinski, Solberg, Kozlowski
ABSENT:	Helms

Minutes Acceptance: Minutes of Mar 7, 2022 7:00 PM (APPROVAL OF MINUTES)

VI. COMMITTEE OF THE WHOLE

A. COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE – Time: 7:31 PM

GREG SOLBERG, CHAIRMAN

1. Consider an Ordinance Granting a Minor Planned Development Amendment to the Palatine Centre/Quest Academy at 3 - 47 E. Northwest Highway - **Motion Carried by Voice Vote** (Council District: Six)

Planning & Zoning Director Ben Vyverberg recommended approval of Quest Academy's request for a Minor Amendment to Planned Development Ordinance #O-120-11, to permit the use of space 5 and 7 in the west section of the center for student related uses, including payment in lieu of taxes to the Village.

RESULT:	MOTION CARRIED BY VOICE VOTE [UNANIMOUS]
MOVER:	Doug Myslinski, District 3 Councilman
SECONDER:	Scott Lamerand, District 2 Councilman
AYES:	Schwantz, Millar, Lamerand, Myslinski, Solberg, Kozlowski
ABSENT:	Helms

2. Consider an Ordinance Granting a Final Planned Development for Carraig Subdivision at 274 & 286 W. Michigan Avenue - **Motion Carried by Voice Vote** (Council District: Two)

Planning & Zoning Director Ben Vyverberg recommended approval of the Carraig Subdivision Final Planned Development at 274 & 286 W. Michigan Avenue. He noted the developer is proposing the detention basin between lots 1,2,3 and 4 with possible narrowing of the basin. Staff is recommending a condition that the Petitioner complete demolition of the two existing homes by no later than August 31, 2022.

John Green, Architect, and Willy Cronin, Developer, addressed the Council. Cronin confirmed August 31, for demolition. All six lots will be built in 2 to 3 years.

Village Manager Reid Ottesen confirmed the demolition condition, which can end the Ordinance approval if not accomplished. Properties are in adjudication due to dead trees and other issues. Demolition will handle all complaints.

RESULT:	MOTION CARRIED BY VOICE VOTE [UNANIMOUS]
MOVER:	Scott Lamerand, District 2 Councilman
SECONDER:	Tim Millar, District 1 Councilman
AYES:	Schwantz, Millar, Lamerand, Myslinski, Solberg, Kozlowski
ABSENT:	Helms

3. As Submitted -

Nothing was submitted.

B. POLICE POLICY & CODE SERVICES COMMITTEE – Time: 7:38 PM

KOLLIN KOZLOWSKI, CHAIRMAN

1. Consider a Motion Accepting the Required Three-Month Review of Operations of Madcats at 117 W. Slade Street - **Approved by Voice Vote** (Council District: Six)

Planning & Zoning Director Ben Vyverberg recommended acceptance of the 3-month review, without recommending any additional Special Use conditions at this time. No specific incidents have occurred.

RESULT:	APPROVED BY VOICE VOTE [UNANIMOUS]
MOVER:	Jim Schwantz, Mayor
SECONDER:	Doug Myslinski, District 3 Councilman
AYES:	Schwantz, Millar, Lamerand, Myslinski, Solberg, Kozlowski
ABSENT:	Helms

2. Consider an Ordinance Amending Section 18-62 of the Code of Ordinances to Add an All-Way Stop Intersection at East Helen Road and South Benton Street - **Motion Carried by Voice Vote** (Council District: Multiple)

Public Works Director Matt Barry reported that the resident request for an all-way stop at Helen and South Benton does not meet warrants, majority of residents favor the stop signs in anticipation of increased traffic and safety concerns.

RESULT:	MOTION CARRIED BY VOICE VOTE [UNANIMOUS]
MOVER:	Scott Lamerand, District 2 Councilman
SECONDER:	Jim Schwantz, Mayor
AYES:	Schwantz, Millar, Lamerand, Myslinski, Solberg, Kozlowski
ABSENT:	Helms

3. Consider an Ordinance Amending Section 18-66 of the Code of Ordinances to Remove the No Right Turn on Red Prohibition for Northbound Brockway Street at Palatine Road - **Motion Carried by Voice Vote** (Council District: Two)

Due to removal of the sight line barrier, Public works Director Matt Barry proposed the removal of the No Right Turn sign at Brockway Street and Palatine Road.

RESULT:	MOTION CARRIED BY VOICE VOTE [UNANIMOUS]
MOVER:	Scott Lamerand, District 2 Councilman
SECONDER:	Jim Schwantz, Mayor
AYES:	Schwantz, Millar, Lamerand, Myslinski, Solberg, Kozlowski
ABSENT:	Helms

4. As Submitted -

Nothing was submitted.

C. INFRASTRUCTURE & ENVIRONMENT COMMITTEE – Time: 7:43 PM

TIM MILLAR, CHAIRMAN

1. Truck Purchases

Motion was to approve Items A., B., and C.

A. Consider a Motion Authorizing the Village Manager to Purchase a Replacement Log Loader Truck - **Approved by Voice Vote**

Public Works Director Matt Barry recommended waiving formal bid procedures and authorizing the Village Manager to purchase one Freightliner chassis log loader truck from Northwest Trucks, in the amount of \$95,850 and outfitting from Runnion Equipment in the amount of \$121,139, for a total cost not to exceed \$216,989.

RESULT:	APPROVED BY VOICE VOTE [UNANIMOUS]
MOVER:	Kollin Kozlowski, District 5 Councilman
SECONDER:	Jim Schwantz, Mayor
AYES:	Schwantz, Millar, Lamerand, Myslinski, Solberg, Kozlowski
ABSENT:	Helms

B. Consider a Motion Authorizing the Village Manager to Purchase Two Heavy Duty Haul Trucks - **Approved by Voice Vote**

Public Works Director Matt Barry recommended waiving formal bid procedures and authorizing the Village Manager to approve the purchase of one Freightliner single-axle chassis and one Freightliner tandem-axle chassis five-ton dump trucks from Northwest Trucks, in the amount of \$172,500 and upfitting from Monroe Truck, in the amount of \$215,009, for a total cost not to exceed \$387,509.

RESULT:	APPROVED BY VOICE VOTE [UNANIMOUS]
MOVER:	Kollin Kozlowski, District 5 Councilman
SECONDER:	Jim Schwantz, Mayor
AYES:	Schwantz, Millar, Lamerand, Myslinski, Solberg, Kozlowski
ABSENT:	Helms

C. Consider a Motion Authorizing the Village Manager to Pre-Purchase a Replacement Five-Ton Dump Truck - **Approved by Voice Vote**

Public Works Director Matt Barry recommended waiving formal bid procedures and authorizing the Village Manager to approve the purchase of one Freightliner single-axle chassis five-ton dump truck from Northwest Trucks, in the amount of \$81,180 and upfitting from Monroe Truck in the amount of \$107,351, for a total cost not to exceed \$188,531.

Mayor Schwantz asked if any other departments are accelerating purchase of vehicles impacting capital improvements.

Village Manager Reid Ottesen stated we are expecting a discussion in an upcoming meeting to take advantage of pricing as we expect 7% price increases in May.

RESULT:	APPROVED BY VOICE VOTE [UNANIMOUS]
MOVER:	Kollin Kozlowski, District 5 Councilman
SECONDER:	Jim Schwantz, Mayor
AYES:	Schwantz, Millar, Lamerand, Myslinski, Solberg, Kozlowski

2. Consider a Motion to Award a Contract for the 2022 Parking Lot Resurfacing Project - **Approved by Voice Vote** (Council District: Six)

Resulting in a savings of approximately \$125,430, Public Works Director Matt Barry recommended that the formal bid process be waived and the Village Manager be authorized to execute the contract for the 2022 Parking Lot Resurfacing of Lots B, C and F with Arrow Road Construction to be completed by May.

RESULT:	APPROVED BY VOICE VOTE [UNANIMOUS]
MOVER:	Kollin Kozlowski, District 5 Councilman
SECONDER:	Doug Myslinski, District 3 Councilman
AYES:	Schwantz, Millar, Lamerand, Myslinski, Solberg, Kozlowski
ABSENT:	Helms

3. As Submitted -

Nothing was submitted.

D. ADMINISTRATION, TECHNOLOGY & COMMUNITY HEALTH COMMITTEE – Time:

7:48 PM

DOUG MYSLINSKI, CHAIRMAN

1. Motion Authorizing the Village Manager to Enter into an Agreement with Simple Recycling for a Community Textile Recycling Program - **Approved by Voice Vote**

Deputy Village Manager Hadley Skeffington-Vos explained, at the request of a resident group, Clean Cities, that staff has worked with SWANCC and Simple Recycling to implement a reservation based program for pick-up of textiles and small electronics to reduce landfill and increase recycling of materials. The Village will receive \$0.05 per pickup of Soft Recyclables in Palatine.

Mayor Schwantz asked about the confidence level staff has with the organization.

Skeffington-Vos said Niles has worked with this company for 5 years as a low maintenance program and the new manager is responsive.

In response to Councilman Millar, service to multi-family units is still being planned.

RESULT:	APPROVED BY VOICE VOTE [UNANIMOUS]
MOVER:	Jim Schwantz, Mayor
SECONDER:	Greg Solberg, District 4 Councilman
AYES:	Schwantz, Millar, Lamerand, Myslinski, Solberg, Kozlowski
ABSENT:	Helms

2. Consider a Motion Authorizing the Village Manager to Approve Reimbursements to the Palatine Park District for Contractual Grass Mowing Services - **Approved by Voice Vote**

Public Works Director Matt Barry recommended authorizing the Village Manager to approve reimbursements to the Palatine Park District for Contractual Grass Mowing Services for the 2022 mowing season.

RESULT:	APPROVED BY VOICE VOTE [UNANIMOUS]
MOVER:	Jim Schwantz, Mayor
SECONDER:	Kollin Kozlowski, District 5 Councilman
AYES:	Schwantz, Millar, Lamerand, Myslinski, Solberg, Kozlowski
ABSENT:	Helms

3. As Submitted -

Nothing was submitted.

E. BUSINESS FINANCE & BUDGET COMMITTEE – Time: 7:53 PM*BRAD HELMS, CHAIRMAN*

In the absence of Chairman Helms, Vice-Chair Millar opened the Business Finance & Budget Committee.

1. Consider an Ordinance Reserving Volume Cap in Connection with Private Activity Bond Issues and Related Matters - **Motion Carried by Voice Vote**

Village Manager Reid Ottesen explained last year, the Village received a request to transfer its volume cap allocation to the Town of Normal, McLean County, Illinois in connection with a Mortgage Credit Certificate program for first-time home buyers. The Village previously entered into an Intergovernmental Agreement with Normal regarding the program. This agreement is still active; thus, no additional actions/approvals are required. To date, 46 first-time home buyers have utilized the program to buy homes in Palatine. Staff recommends approval of the ordinance reserving the Village's volume cap. This will be the 4th or 5th year Palatine has participated.

RESULT:	MOTION CARRIED BY VOICE VOTE [UNANIMOUS]
MOVER:	Kollin Kozlowski, District 5 Councilman
SECONDER:	Greg Solberg, District 4 Councilman
AYES:	Schwantz, Millar, Lamerand, Myslinski, Solberg, Kozlowski
ABSENT:	Helms

2. As Submitted -

Nothing was submitted.

F. FIRE POLICY & COMMUNITY INFORMATION COMMITTEE – Time: 7:55 PM*SCOTT LAMERAND, CHAIRMAN*

1. As Submitted -

Nothing was submitted.

VII. RECONVENE THE VILLAGE COUNCIL MEETING – Time: 7:55 PM

Reconvene the Village Council Meeting - **Motion Carried by Voice Vote**

RESULT:	MOTION CARRIED BY VOICE VOTE [UNANIMOUS]
MOVER:	Doug Myslinski, District 3 Councilman
SECONDER:	Tim Millar, District 1 Councilman
AYES:	Millar, Lamerand, Myslinski, Solberg, Kozlowski
ABSENT:	Helms

VIII. CONSENT AGENDA

All items are considered to be routine by the Village Council and will be enacted by one motion, with waiver of first reading. There will be no separate discussion of these items unless a Council Member so requests, in which event the item will be removed from the Consent Agenda and considered in its normal sequence on the agenda.

RESULT:	ADOPTED BY ROLL CALL [UNANIMOUS]
MOVER:	Scott Lamerand, District 2 Councilman
SECONDER:	Doug Myslinski, District 3 Councilman
AYES:	Schwantz, Millar, Lamerand, Myslinski, Solberg, Kozlowski
ABSENT:	Helms

1. Consider a Motion to Approve 2022 Warrant #5 - **Approved**
2. Consider an Ordinance Granting a Minor Planned Development Amendment to the Palatine Centre/Quest Academy at 3 - 47 E. Northwest Highway - **Approved** (Council District: Six)

Ordinance #O-18-22
3. Consider an Ordinance Granting a Final Planned Development for Carraig Subdivision at 274 & 286 W. Michigan Avenue - **Approved** (Council District: Two)

Ordinance #O-19-22
4. Consider a Motion Accepting the Required Three-Month Review of Operations of Madcats at 117 W. Slade Street - **Approved** (Council District: Six)
5. Consider an Ordinance Amending Section 18-62 of the Code of Ordinances to Add an All-Way Stop Intersection at East Helen Road and South Benton Street - **Approved** (Council District: Multiple)

Ordinance #O-20-22
6. Consider an Ordinance Amending Section 18-66 of the Code of Ordinances to Remove the No Right Turn on Red Prohibition for Northbound Brockway Street at Palatine Road - **Approved** (Council District: Two)

Ordinance #O-21-22
7. Consider a Motion Authorizing the Village Manager to Purchase a Replacement Log Loader Truck - **Approved**
8. Consider a Motion Authorizing the Village Manager to Purchase Two Heavy Duty Haul Trucks - **Approved**
9. Consider a Motion Authorizing the Village Manager to Pre-Purchase a Replacement Five-Ton Dump Truck - **Approved**

10. Consider a Motion to Award a Contract for the 2022 Parking Lot Resurfacing Project - **Approved** (Council District: Six)

11. Motion Authorizing the Village Manager to Enter into an Agreement with Simple Recycling for a Community Textile Recycling Program - **Approved**

12. Consider a Motion Authorizing the Village Manager to Approve Reimbursements to the Palatine Park District for Contractual Grass Mowing Services - **Approved**

13. Consider an Ordinance Reserving Volume Cap in Connection with Private Activity Bond Issues and Related Matters - **Approved**

Ordinance #O-22-22

14. Consider an Ordinance Amending Chapter 18 Traffic of the Village of Palatine Code of Ordinances - **Approved**

Ordinance #O-23-22

IX. REPORTS OF STANDING COMMITTEE

A. ADMINISTRATION, TECHNOLOGY & COMMUNITY HEALTH COMMITTEE – Time: 7:56 PM

DOUG MYSLINSKI, CHAIRMAN

1. As Submitted -

No Report

B. BUSINESS FINANCE & BUDGET COMMITTEE – Time: 7:56 PM

BRAD HELMS, CHAIRMAN

1. As Submitted -

No Report

C. COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE – Time: 7:56 PM

GREG SOLBERG, CHAIRMAN

1. As Submitted -

No Report

D. FIRE POLICY & COMMUNITY INFORMATION COMMITTEE – Time: 7:56 PM*SCOTT LAMERAND, CHAIRMAN*

1. As Submitted -

No Report

E. INFRASTRUCTURE & ENVIRONMENT COMMITTEE – Time: 7:56 PM*TIM MILLAR, CHAIRMAN*

1. As Submitted -

No Report

F. POLICE POLICY & CODE SERVICES COMMITTEE – Time: 7:56 PM*KOLLIN KOZLOWSKI, CHAIRMAN*

1. As Submitted -

No Report

X. REPORTS OF THE VILLAGE OFFICERS**A. VILLAGE MANAGER – Time: 7:57 PM**

1. As Submitted -

No Report

B. VILLAGE CLERK – Time: 7:57 PM

1. As Submitted -

No Report

C. VILLAGE ATTORNEY – Time: 7:57 PM

1. As Submitted -

No Report

XI. CLOSED SESSION AS REQUIRED – Time: 7:57 PM

No Closed Session requested.

XII. RECOGNITION OF AUDIENCE – Time: 7:57 PM

No one came forward.

XIII.ADJOURNMENT – Time: 7:57 PM

Adjourn the Village Council Meeting - **Motion Carried by Voice Vote**

RESULT:	MOTION CARRIED BY VOICE VOTE [UNANIMOUS]
MOVER:	Tim Millar, District 1 Councilman
SECONDER:	Kollin Kozlowski, District 5 Councilman
AYES:	Millar, Lamerand, Myslinski, Solberg, Kozlowski
ABSENT:	Helms

SUBMITTED BY:

Margaret R. Duer
Village Clerk

Minutes Acceptance: Minutes of Mar 7, 2022 7:00 PM (APPROVAL OF MINUTES)

Certificates of Recognition for Fremd High School Boys Wrestling at the State Championship

BACKGROUND:

Fremd High School Boys Wrestling Team attended the IHSA State Championship February 17-19, 2022 at the State Farm Center in Champaign, IL under the coaching staff of Head Coach Jeff Keske and Assistant Coaches Garrett Glaviano, Mark Chereso, Miguel Gomez, Konnor Del Mar and Dan Salani. Fremd team members placed 2nd, 3rd and 4th at the competition.

Here tonight to accept Certificates of Recognition are team members Wiley Jessup, Evan Gosz, Maddox Khalimsky, Charlie Fifield and Casey Bending.

Consider an Ordinance Granting a Special Use to Permit a Restaurant (Tievoli Pizza Bar) with a Local Liquor License at 44 W. Palatine Road

BACKGROUND:

The Petitioner is requesting to open a restaurant, with a local liquor license, at 44 W. Palatine Road. Therefore, the Petitioner is requesting:

Special Use to permit a restaurant to operate with a local liquor license.

KEY ISSUES:

- Tievoli Pizza Bar would occupy a tenant space within Village Square Center, which includes the following tenants: Bank of America (ATM/kiosk only), Siri Thai restaurant, Lady’s Nails, Murph Accounting, Kinsch Florist, and Smart Fix.
- Tievoli would occupy 2,000 square feet and provide 24 dining seats. This requires 20 off-street parking spaces. The proposed hours are Monday - Thursday 3 PM - 9PM; Friday - Saturday 3 PM - 10 PM; and Sunday 12 PM - 8 PM. The business plan anticipates 50% dine-in, 30% delivery, and 20% carry-out. The Petitioner has also applied for a beer and wine liquor license.
- Village Square Center is one of the few Downtown shopping centers with off-street parking (30 parking spaces). Three-hour public on-street parking is available along Bothwell and Brockway Streets and Railroad Avenue. Village-owned Lot H (3-hour parking) is directly across Palatine Road from the restaurant.
- The Special Use Ordinance requires that employees participate in the Village’s Downtown parking program. Based upon the proposed floor plan and business plan, Staff believes that there is sufficient parking available within the area. The Petitioner also operates a restaurant in Mt. Prospect.

ALTERNATIVES:

1. Approve the Special Use for a restaurant with a local liquor license.
2. Do not approve the Special Use for a restaurant with a local liquor license.

RECOMMENDATION:

Public Hearing:	ZBA meeting on March 8, 2022
Residents testifying:	None
Vote:	The ZBA voted unanimously to approve the Special Use for a restaurant with a local liquor license and Staff concurs with this recommendation.

ACTION REQUIRED:

A motion to approve the ordinance granting a Special Use for a restaurant, with a local liquor license, at 44 W. Palatine Road.

ATTACHMENTS:

- Aerial Map
- ORD SU - 44 W. Palatine Road
- EXHIBIT - Business Plan
- EXHIBIT - Floor Plan
- ZBA materials
- Draft March 8, 2022 ZBA minutes

44 W. Palatine Road

6.A.1.A.A



ORDINANCE NO. _____

**AN ORDINANCE GRANTING A SPECIAL USE
44 W. PALATINE ROAD**

WHEREAS, pursuant to a petition and public hearing on March 8, 2022, of which public notice was given as required by law, the Zoning Board of Appeals of the Village of Palatine, in accordance with the Zoning Ordinance of the Village of Palatine, in such case made and provided, has held such public hearing and reported their findings relative to a request for a Special Use to permit a restaurant, with a local liquor license, pursuant to Section 11.04 (f) (12) of the Palatine Zoning Ordinance, on the following legally described property:

Lots 1 and 2, except the north 82 feet thereof; the south 28 feet of Lot 3; all of Lots 5 and 6, Lot 7, except that part of said Lot 7, described as:
Beginning at the northeast corner of said Lot 7; thence west along the north line of said Lot 7, a distance of 1.90 feet, thence south 4.05 feet to the northwest corner of a 1 story brick building; thence along the west face of said brick building, a distance of 127.98 feet to the south line of Lot 7, at a point 1.90 feet west of the southeast corner of said Lot 7, all in block 'L' in "Plat of the Town of Palatine", being a subdivision of part of the south east ¼ of section 15, township 42 north, range 10 east of the third principal meridian, in Cook County, Illinois.

Commonly known as 44 W. Palatine Road (02-15-430-022).

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Village Council of the Village of Palatine, Cook County, Illinois, acting in the exercise of their home rule power that:

SECTION 1: Special Use to permit a restaurant, with a local liquor license, pursuant to Section 11.04 (f) (12) of the Palatine Zoning Ordinance, is hereby granted, subject to the following condition(s):

Attachment: ORD SU - 44 W. Palatine Road (44 W. Palatine Road - Tievoli Pizza - Special Use for a restaurant w/ liquor)

ORDINANCE NO. _____

1. The Special Use shall substantially conform to the Business Plan and Floor Plan submitted by the Petitioner, except as such plan may be changed to conform to the Village of Palatine's Codes and Ordinances.
2. All employees of Tievoli shall enroll in and utilize the Village's Downtown employee parking program.
3. As necessary, customers should be directed to utilize the surrounding on-street parking along Bothwell Street and Railroad Avenue, and the public parking lot south of Palatine Road (Lot H) for additional parking needs.

SECTION 2: That a copy of the public notice is attached hereto and form a part of this ordinance.

SECTION 3: That this ordinance shall be in full force and effect from and after its passage and approval as provided by law.

PASSED: This _____ day of _____, 2022

AYES:_____ **NAYS:**_____ **ABSENT:**_____ **PASS:**_____

APPROVED by me this _____ day of _____, 2022

Mayor of the Village of Palatine

ATTESTED and FILED in the office of the Village Clerk this

_____ day of _____, 2022

Village Clerk

Attachment: ORD SU - 44 W. Palatine Road (44 W. Palatine Road - Tievoli Pizza - Special Use for a restaurant w/ liquor)



Tievoli Pizza Bar

Giovanni Labbate, Owner

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Executive Summary

Executive Summary

My goal is to open and operate **Tievoli Pizza Bar**, a small fast casual restaurant, at 44 W Palatine Rd Palatine, IL. Our pizzeria concept is new but we have been doing business has been around for over 5 years now with 1 locations and 2 pizza trucks in the Mount Prospect, IL.

Our pizza are made the same way they make them in Naples Italy; fresh dough, San Marzano tomatoes & fresh mozzarella. Of course we have the shredded mozzarella, pepperoni and Italian sausage everyone loves as well. Our pizzas only take 90 seconds to cook so customers will not have to wait long.

Giovanni Labbate is a chef and master pizzaiolo with numerous awards from competing in competitions around the world as a member of the US Pizza Team. Giovanni is currently the Director of Operations and franchisee of Billy Bricks Corporate. He began his career 33 years ago at the age of 10 in his fathers pizzeria. By the time he was 17 he had made his way to second-in-command. He has opened up numerous successful restaurants on his own and found his home at Billy Bricks 6 years ago.

Business Overview

Legal Name of Business

TPB Palatine LLC

Business Address or Potential Business Address

44 W Palatine Rd Palatine, IL

Current Mailing Address

25604 W Iavanhoe Rd Wauconda, IL

Phone Number

(847) 483-4085

Email

Glabbate76@gmail.com

Website

www.tievolipizzabar.com

Social Media Names

Facebook, Instagram: @tievolipizzabar

Structure of Business

LLC

Date Business Established

2021

Nature of Business

Fast Casual Pizzeria

Business Hours

Monday-Thursday 3pm-9pm

Friday-Saturday 3pm-10pm

Sunday 12pm-8pm

Employees

4-7

Customers

We plan on servicing 100-200 customers per day with majority bring served through delivery and third party apps. We will have seating for 40 people and will also accommodate pickup and carry out orders.

Business Description

Structure

Tievoli Pizza Bar will be owned and managed by Giovanni Labbate.

Concept

We are fast casual pizza concept and will operate with one goal in mind making the best pizza with the best ingredients at an affordable price.

Mission Statement

I Love It!

Short & Long-Term Goals

We are committed to running a profitable restaurant while providing high quality products.

In our first year of business our goal is to build a loyal customer base through local marketing, local schools & third party applications such as Ubereats, Grubhub, Foodsby & Ezcater. Our first year projection for Tievoli Pizza Bar location is gross sales \$700,000 with a 10-20% increase year to year.

Long term, we see our successful business expanding into 3 locations around Chicagoland suburbs.

Location

Downtown Palatine. Tievoli Pizza Bar 44 W Palatine Rd, Palatine IL.

We have secured our location 44 W Palatine Rd, Palatine, IL 60067. This is a vanilla box that we will transform into our new concept.

Based on the demographics of Palatine area this is the kind of niche area Tievoli Pizza Bar will do well in.

Visuals

Our Palatine location will be fully remodeled to represent the Tievoli Pizza Bar concept and outfitted with the top of the line pizza equipment "Pizza Master Pizza Oven"

For our shop interior, we have an in house architect to help us relayout this new project.

For packaging and takeout containers we will be using the branded bags and boxes from our local distributor Greco & Sons.

Summary

Our mission is to create a family friendly atmosphere and to be a staple restaurant in the Palatine area for years to come.

Our warm atmosphere, delicious food, and fast service will make Billy Bricks a go-to choice for pizza lovers in our area.

The Marketplace

Market Segment

The market segment Tievoli Pizza Bar is focusing on families in the Palatine area. Downtown Palatine on any day or night is bustling with activity and features a myriad of dining, shopping and entertainment.

Customers

Tievoli Pizza Bar target market is young adults, urban professionals, & families. When speaking to people in this area, we discovered that a large percentage of people interested in our business.

Market Trends

Tievoli Pizza Bar is bringing a new style of pizza to Palatine area with its New York and Sicilian Style pizzas which is the market trend across the whole US right now.

In 2020-2021, the average household ordered out 60% more than previously due to covid. We are ready to serve the rising demand for delivery and carryout.

Competition

In the La Grange area there is no fast casual Neapolitan pizza, this will give us the edge over the other pizza competition in the immediate area.

Marketplace Summary

Now is the perfect time for us to launch Tievoli Pizza Bar since the new year is coming and we can open before peak season. We've found an area that needs our business and have spoken to people who are excited to become customers.

Marketing

Positioning

Our down-to-earth message will be communicated through the look and feel of our shop, menu, music, lighting, uniforms, and packaging.

Pricing

Tievoli Pizza Bar will be priced competitively to other fast casual restaurants in the city. We'll aim to run our food costs at an average of 28%.

Promotion/Online Promotion

Tievoli Pizza Bar has an engaged following on Instagram and Facebook, as well as a email list in the 100,000's . We currently have a website that generates traffic and lists important details like our menu, contact, about, philosophy, and location. We will use social media to generate interest and document the process of opening, and update our website with our new menu and location once we open.

Traditional Promotion

We will continue with our customer loyalty program and printed menus. As well, we'll be working with the city to get press attention about our concept and our pizza truck. We'll also encourage our customers to spread the word about us, so will rely on some word of mouth.

Marketing Summary

Much of our marketing has been set up already because of our other locations and pizza truck. While growing the business, we'll be amping up our presence online and in person, aiming for new customers through press, word of mouth, and social media.

Business Operations

The Team

Giovanni Labbate— Chef/Owner/Restaurant Manager

Giovanni Labbate is a chef/pizzaiolo, a word pizza champion and master who is currently the owner of Billy Bricks presently and is the first mobile franchisee. He began his career 33 years ago at the age of 10 in his fathers pizzeria. By the time he was 17 he had made his way to second-in-command. He has opened up numerous successful restaurants on his own and found his home at Billy Bricks 9 years ago.

Currently our team consists only of the two of us, but we will hire five-ten staff members: 3-5 front of house to take orders and payment, and 3-5 back of house to work in the kitchen.

Supplier Relationships

- **Produce/Food:** Greco & Sons
- **Meats:** Boars Head
- **Beverages:** Pepsi
- **Paper Products:** Shultz
- **Beer:** Windy City & Euclid
- **Wine:** Southern Wine & Glazers

Technology

Tievoli Pizza Bar will use Revention point of sale to take orders and payments, and run reports. We will use the customer-facing display and the kitchen printers.

We will also be registered with GrubHub, DoorDash and UberEATS, both food delivery apps that are popular in our area.

Insurance

To be confident that we are fully insured for liability, business, and property.

Licenses

Tievoli Pizza Bar will start process with these when loan is acquired :

- Business License
- Tax ID number or EIN
- Certificate of Occupancy
- Food Service License
- Liquor License
- Music License
- Sign Permit

Operations Summary

Tievoli Pizza Bar will operate on a day-to-day basis for the first couple of months with an additional 5 staff members. Managing our staff, supplier relationships, customers, inventory and daily tasks will require team effort and hard work.

Our personal experiences have given us qualities that we can draw on to manage and run the business and grow it steadily. We aim to run a tight ship and empower our staff to be the best and deliver the best customer service experience.

With *Square* as a POS, Ubereats Grubhub, DoorDash & Ezcater for food delivery and pick up, we are confident that we can accept and handle a high volume at peak times.

Revenue Worksheet

Account	Amount	Explanation
# of Days Open per Week	7	Number of days per week business is open
# of Days	363	Assuming that business is closed on Christmas Day
Midweek	249	Days other than weekend and holiday days
Average Sales		
Midweek	\$1,500	Projected midweek sales
Weekend and Holidays	\$3,000	Projected weekend and holiday day Sales
Revenue		
Midweek	\$373,500	# of midweek days (X) average sales for same
Weekend & Holidays	\$345,000	# of busy days (X) average weekend and holiday sales for same
Total Revenue	\$718,500	Yearly sales projection
Average Sales per Day	\$1,973.90	Yearly sales divided by # of days open
Sales Mix %		
Food	80%	Percentage of sales projected in Food sales
Beverage	20%	Percentage of sales projected in Beverage sales
Sales Mix \$		
Food	\$574,800	Total Revenue @ 80%
Beverage	\$143,700	Total Revenue @ 20%

Start-Up Costs

Account	Amount	Explanation
Business Set-Up		
Bank Charges	\$500	To set up account and debit machine
Website Design & Development	\$2000	New
Advertising & Marketing	\$2,500	Pre-Opening
Training Cost	\$2,000	For all staff and management
Inventory	\$10,000	Foodstuffs and other products
POS	\$3,000	Including printers and subscriptions
Legal & Advertising	\$2,500	To review leases and other documents
Office Expense	\$500	To set up bookkeeping
Rent	\$3000	Security Deposit & First Month Rent
Utility Deposits	\$1,000	Gas and Electric
Signage	\$5,000	New Signage
Licensing & Permits	\$5,000	Business & Liquor License
Smallwares	\$5,000	Plates and bowls and cutlery etc.
Construction	\$125,000	for 2000 sq. ft space
Furniture & Fixtures	\$10,000	For seating area
Equipment	\$70,000	To set up kitchen with mix of used and new equipment
Total Expenses	\$247000	To “get” open
Total	\$247,000	Expenses plus allowance for working capital

Business Plan Summary

Tievoli Pizza Bar Business Plan Summary

Thank you for reading. We value your time, and hope that you've learned all about our vision, goals, opportunities, and value.

We can't wait to serve you at Tievoli Pizza Bar Palatine, IL!

STARTERS

GARLIC KNOTS (4) \$6

Our homemade dough covered in garlic butter and topped with parmesan & parsley served with a side marinara

MOZZARELLA BITES (6) \$8

Homemade breaded mozzarella served with marinara

BRUSCHETTA \$6

4 grilled bread topped with marinated tomatoes, fresh mozzarella, fresh basil, parmesan, balsamic glaze & EVOO

WINGS (6) \$12

Traditional Style covered in your choice of sauce.
Buffalo - BBQ - Garlic Parmesan - Sweet Chili
12 piece \$15 • 24 piece \$20

BUFFALO CHICKEN DIP \$10

Shredded chicken mixed with cream cheese, cheddar cheese, Buffalo sauce served with pita wedges

TRUFFLE FIRES \$8

Fries tossed with truffle oil, parmesan cheese, herbs & sea salt

SALADS

ALL SERVED WITH FRESH BREAD
ADD CHICKEN \$2

CAESAR \$9

Chopped romaine, Parmesan cheese, homemade croutons & Caesar dressing

CHOP CHICKEN \$10

Chopped romaine, chick peas, pasta, red onions, applewood bacon, tomatoes & honey mustard dressing.

PECAN PEAR \$10

Shaved Brussel sprouts, walnuts, dried cherries, red onions, sliced pears, gorgonzola cheese, applewood bacon & Balsamic vinaigrette.

SPINACH \$10

Spinach, red onions, candied pecans, dried cranberries, goat cheese & raspberry vinaigrette

BEET IT \$10

Fresh arugula, beets, red onions, toasted walnuts, goat cheese & citrus vinaigrette

HANDHELDS

BIG PAPA \$10

Hot soppressata, mortadella, salami, provolone cheese, cherry pepper spread, lettuce, red onions, roma tomatoes & balsamic dressing served on Ciabatta bread

SPICY MEATBALL \$9

Homemade meatballs covered in vodka sauce, fresh mozzarella, fresh basil & gardeniera served on French bread

THE PARM PARTY \$12

Breaded chicken breast covered in marinara, basil, mozzarella & Parmesan cheese served on French bread

CHICKEN PESTO \$9

Chicken breast, sun-dried tomatoes, red onions, mozzarella cheese & pesto mayo on Italian flat bread

CHICKEN CAPRESE \$9

Chicken breast, roma tomatoes, fresh mozzarella & Balsamic Vinaigrette served on Italian flat bread

PIZZAS

MAKE IT A SICILIAN +10 (16" ONLY)

CHEESE PIE

Tomato sauce & mozzarella cheese
12" \$10.00 14" \$13.00 16" \$16.00
Additional Topping
12" \$1.25 14" \$1.50 16" 1.75

THE CLASSIC

Tomato sauce, mozzarella, fresh basil, parmigiano reggiano & evoo
12" \$13.00 14" \$16.00 16" \$20.00

SAUSAGE & PEPPERS

Tomato sauce, Italian sausage, red onions, tri-colored peppers & mozzarella cheese
12" \$12.00 14" \$15.00 16" \$18.00

WHITE PIE

Roasted garlic and oil sauce, whipped ricotta, parmesan & mozzarella cheese
12" \$12.00 14" \$15.00 16" \$18.00

JAMMIN WITH PAPA 🍷

Garlic and evoo sauce, crema di pecorino, bacon jam, peppadew peppers, pepperoni, caramelized red onions, oregano, fresh basil, mozzarella & truffle honey
12" \$12.00 14" \$15.00 16" \$18.00

HELL RAISER

Tomato sauce, soppressata, mozzarella cheese, oregano & Mike's Hot Honey
12" \$12.00 14" \$15.00 16" \$18.00

HARVEST 🍷

Garlic & oil sauce, mozzarella cheese, roasted butternut squash, kale, caramelized red onions, crispy bacon, toasted pumpkin seeds, parmigiano reggiano & pomegranate glaze
12" \$12.00 14" \$15.00 16" \$18.00

SPINACH PIE

Garlic and oil sauce, fresh spinach, roasted garlic, sun-dried tomatoes, whipped ricotta, mozzarella & parmigiano reggiano
12" \$12.00 14" \$15.00 16" \$18.00

BBQ PIZZA

BBQ sauce, roasted chicken breast, red onions, smoked Gouda cheese, mozzarella, cilantro and topped with a pineapple and jalapeño relish
12" \$12.00 14" \$15.00 16" \$18.00

TRUFFLE TROUBLE

Truffle cream sauce, mushrooms, mozzarella, prosciutto, arugula, parmigiano reggiano & truffle oil
12" \$12.00 14" \$15.00 16" \$18.00

HONEY SRIRACHA

Honey Sriracha, roasted chicken, Gouda & mozzarella cheese, applewood bacon & scallions
12" \$12.00 14" \$15.00 16" \$18.00

UPSIDE DOWN SICILIAN

Tomato sauce, mozzarella topped with parmigiano reggiano, oregano & EVOO
(16" Sicilian Only) 16" \$22.00

TRIO

Mozzarella cheese topped with pesto, vodka & marinara sauce finished with parmigiano reggiano
(16" Sicilian Only) 16" \$23.00

PANZEROT

6.A.1.A.C

FRIED OR BAKED

CHEESE

Tomato sauce & mozzarella cheese
Additional Topping \$1.25
Regular \$8 Large \$16

San Marzano tomato sauce, capers & mozzarella cheese
Regular \$8 Large \$16

STROMBOLI

Tomato sauce, ham, pepperoni & mozzarella cheese
Regular \$8 Large \$16

POPEYE

San Marzano tomato sauce, Fresh Spinach, Ricotta mozzarella cheese
Regular \$8 Large \$16

SAUSAGE ROLL

Tomato sauce, Italian sausage, red onions, grilled pepperoni & mozzarella cheese
Regular \$8 Large \$16

PASTAS

ADD CHICKEN OR MEATBALLS \$3

POMODORO \$9

Our fresh cherry tomato sauce with bucatini pasta

BAKED RIGATONI \$13

Rigatoni pasta tossed with our homemade vodka sauce topped with melted mozzarella cheese

GORGONZOLA \$12

Our creamy Gorgonzola cheese sauce with fresh sage with penne pasta

CREAMY PESTO \$12

Penne pasta tossed in our creamy pesto sauce, sun-dried tomatoes & parmesan cheese

LASAGNA ROLL UP \$14

Pasta sheet rolled with ricotta cheese, bolognese sauce topped within melted mozzarella cheese

SOUP OF THE DAY

CUP \$4 BOWL \$6

TOPPINGS

SAUCE

Tomato Sauce • Garlic & Oil, Pesto • Honey Sriracha • Buffalo

CHEESE

Mozzarella • Ricotta • Parmesan • Gouda

MEAT

Pepperoni • Italian Sausage • Soppressata* • Chicken • Bacon • Bacon Jam • Meatball • Ham

VEGETABLES

Spinach • Red Onion • Tri-Colored Peppers • Green Peppers • Black Olive • Garlic • Fresh Basil • Fresh Cilantro • Kale • Jalapeño • Pineapple • Mushroom • Italian Beef • Artichoke

EXTRAS

Mike's Hot Honey • Truffle Honey • Truffle Oil

DESSERTS

NUTELLA TART \$6

Creamy Nutella filled tart with a toasted hazelnut crust

TIRAMISU \$7

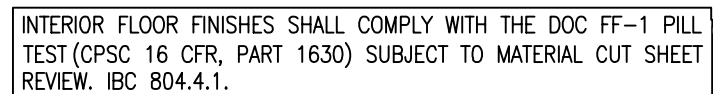
Ladyfingers dipped in our coffee liquor then layered with mascarpone cheese & topped with whipped cream and cocoa powder

LIMONCELLO CAKE \$7

Homemade limoncello white cake with a lemon curd filling and mascarpone cream cheese icing

FRIED DOUGH \$6

Our homemade dough fried then covered in cinnamon sugar with dipping sauce
Cream cheese frosting or Nutella

[illegible][illegible]

TIEVOLI

VILLAGE OF PALATINE
Zoning Board of Appeals

SCHEDULED 03/08/22 07:00 PM

CASE STAFF STATEMENT (ID # 7411)

44 W. Palatine Road

TO: Palatine Zoning Board of Appeals
Jan Wood, Chair

FROM: Alex Bradshaw

PETITIONER: Giovanni Labbate, Tievoli

CASE NUMBER: 22-05

ADDRESS: 44 W. Palatine Road

PROPOSAL:

Special Use to permit a restaurant to operate with a local liquor license.

LOCATION: 44 W. Palatine Road District 6 (Helms)	CURRENT ZONING: B-3 Central Business District
--	---

SURROUNDING CONDITIONS:

North:	B-1 - Shopping Center
South	Municipal Owned Surface Parking Lot / B-1 Shopping Center
East:	B-1 Shopping Center
West:	Planned Development

BACKGROUND:

The Petitioner is requesting to open a Restaurant and operate with a local liquor license at 44 W. Palatine Road. Therefore, the Petitioner is requesting:

Special Use to permit a restaurant to operate with a local liquor license.

SITE ANALYSIS:

- The Subject Property is zoned B-3 Central Business District and is part of Village Square Shopping Plaza. Other uses within the center include Siri Thai, Lady's Nails, Murph Accounting & Tax Services, Kinch's Florist, Smart Fix and Bank of America. The proposed space was previously Joy Cleaners.
- The proposal is a sit down and take-out pizza restaurant that has proposed liquor

Attachment: ZBA materials (44 W. Palatine Road - Tievoli Pizza - Special Use for a restaurant w/ liquor)

Case Staff Statement (ID # 7411)
Meeting of March 8, 2022

service with 24 seats.

- The proposed hours of operation are
 - Monday - Thursday 3 PM - 9 PM
 - Friday - Saturday 3 PM - 10 PM
 - Sunday 12 PM - 8 PM
- The business plan indicates there are an estimated 100-200 customers per day with 4-7 total employees. The Petitioner has indicated an estimated 50% dine-in, 30% delivery and 20% carry-out.
- Per the Zoning Ordinance, 20 parking spaces are required for this use (Restaurant use at 1 parking space/100 square feet). The Subject Property is located in the Central Business District and allows for the required parking to be waived by the Administrator.
- The property is unique as it is located in the Central Business District and does have 30 on-site parking spaces, however, the shared lot does not provide the required number of parking spaces for all tenants in the shopping center. Additionally on-street parking spaces east of the subject property, on Bothwell Street, can be utilized by customers.
- There is a public parking lot (Lot H) across Palatine Road for customers to utilize. This is also available for the other surrounding businesses and allows 3-hour parking through the week. Consistent with other downtown restaurant uses, Staff is proposing a condition requiring employees to enroll and utilize the designated downtown employee parking areas.

DEPARTMENTAL REVIEWS:

Community Services	No Issues Identified
Engineering	No Issues Identified
Environmental Health	No Issues Identified
Fire Prevention	No Issues Identified
Public Works	N/A
Police	N/A

STANDARDS FOR SPECIAL USE: Since this Petition is not for a use publicly operated or traditionally affected with the public interest, those standards under Section 14.05 D (2) and (3) are applicable. Specifically, the Petitioners must show that the Special Use, if granted, is so designed, located, and proposed to be operated that the public health, safety, and welfare will be protected and will not cause substantial injury to the value of other property in the neighborhood in which it is located. The Petitioners have attempted

to address the required standards.

STAFF RECOMMENDATION:

The Petitioner is proposing to open a new restaurant and operate with a local liquor license. The Subject Property shares 30 onsite parking spaces with other tenants in the Village Square Shopping Plaza, but falls short of the required parking. With employees utilizing the downtown employee parking areas, the shared parking lot and the public parking lot directly across Palatine Road can be utilized for customer parking.

Ultimately, the proposed use with compatible with the surrounding downtown area, and Staff did not identify any additional concerns. Therefore, Staff recommends approval of the Special Use to permit a restaurant to operate with a local liquor license, subject to the following conditions:

1. The Special Use shall substantially conform to the Business Plan and Floor Plan submitted by the Petitioner, except as such plan may be changed to conform to the Village of Palatine's Codes and Ordinances.
2. All employees of Tievoli shall enroll in and utilize the designated downtown employee parking areas.
3. As necessary, customers should be directed to utilize the parking lot (Lot H) or the surrounding on-street parking along Bothwell Street and Railroad Avenue for additional parking needs.

ATTACHMENTS:

- Aerial Map
- Application
- Plat of Survey
- Business_Plan
- Floorplan
- Public Notice

44 W. Palatine Road

6.A.1.A.E





SPECIAL USE & VARIATION APPLICATION

Department of Planning & Zoning
 200 E. Wood Street · Palatine, IL · 60067-5339
 Telephone: (847) 359-9047 · Fax (847) 963-6247

Office Use Only	Project Planner	Zoning Case #
	Filing Fee	Notification Deadline
	ZBA Public Hearing Date	Village Council Date

date received

Background Information	PETITIONER(S) Giovanni Labbate - Tievoli		Business Name (if applicable)	
	Subject Property Address 44 W Palatine Road, Palatine			
	AUTHORIZED AGENT (if applicable) Vic Miceli - Miceli Plaza		Business Name (if applicable)	
	Address 44 W Palatine Road, Palatine, IL 60067		City/State/Zip Code	
	Telephone	Fax	Email	
	Relationship to Petitioner (contractor, architect, etc.) Plaza owner			
	TYPE OF APPLICATION (check one) ☐ Special Use ☐ Special Use Amendment ☒ Variation Open a restaurant in Miceli Plaza			
	Existing Zoning District	Existing Land Use	Proposed Land Use	
	Generally describe your request: We would like to put in a restaurant in the plaza that will be able to serve pizza, food and liquor _____ _____ _____ _____ _____ _____ _____			

Attachment: ZBA materials (44 W. Palatine Road - Tievoli Pizza - Special Use for a restaurant w/ liquor)



SPECIAL USE

Required Materials

- ☐ Filing Fee of \$ _____
- ☐ Application Form
- ☐ Plat of Survey (must show all current improvements and be sealed by an Illinois certified surveyor)
- ☐ Site Plan & Floor plan (dimension, location, and setbacks of all existing and proposed buildings) – **one 11x17 copy each, electronic version preferred**
- ☐ Real Estate Interest Disclosure Form (see attached)
- ☐ Proof of Ownership or Lease (e.g. Title Insurance Policy, Deed, or Purchase Contract)
- ☐ Business Plan (if applicable; including, but not limited to nature of business, hours of operation, number of employees, and menu)

Additional Materials (as required by the Village)

- ☐ Elevation Plan (front, side, and rear elevations of a proposed building), and/or Floor Plan (proposed interior layout) – **one 11x17 copy of each plan, electronic versions preferred**
- ☐ Engineering Plans (must indicate existing conditions, topography, storm water management, tree preservation, utility connections, detention calculations, and a cost estimate)
- ☐ Photographs (e.g. ground-level or aerials)
- ☐ Other materials as deemed necessary by the Village

Petitioner Justification

The Petitioner is required to present specific evidence related to each of the following standards to justify the request (paraphrased from Section 14.05 of the Palatine Zoning Ordinance). Answer the items below and attach a separate sheet if necessary. ***If you are applying for a Variation only, you do not need to answer these items.***

1. The use is deemed necessary for the public convenience at that location

Tievoli will give Palatine another
great option for pizza

2. The use is designed, located, and proposed to be operated that the public health, safety and welfare will be protected

Tievoli will follow all local, state and health
requirements to run our daily business

3. The use will not cause substantial injury to nearby property values

Tievoli will not in any way cause injury to
nearby properties

4. With respect to live entertainment uses, the use shall not:
 - a. Produce noise levels so great as to constitute an unreasonable interference for persons outside the confines of the establishment
 - b. Impose undue health, sanitation or safety burdens on the village
 - c. Create excessive demands on the Village of Palatine Police Department
 - d. Be of a nature otherwise prohibited by law or village ordinance
5. For fence standards, see Section 14.05 of the Palatine Zoning Ordinance

Tievoli will follow all of the above

5812 W. HIGGINS AVE.
CHICAGO, IL 60630

MM SURVEYING CO., INC.

PLAT OF SURVEY

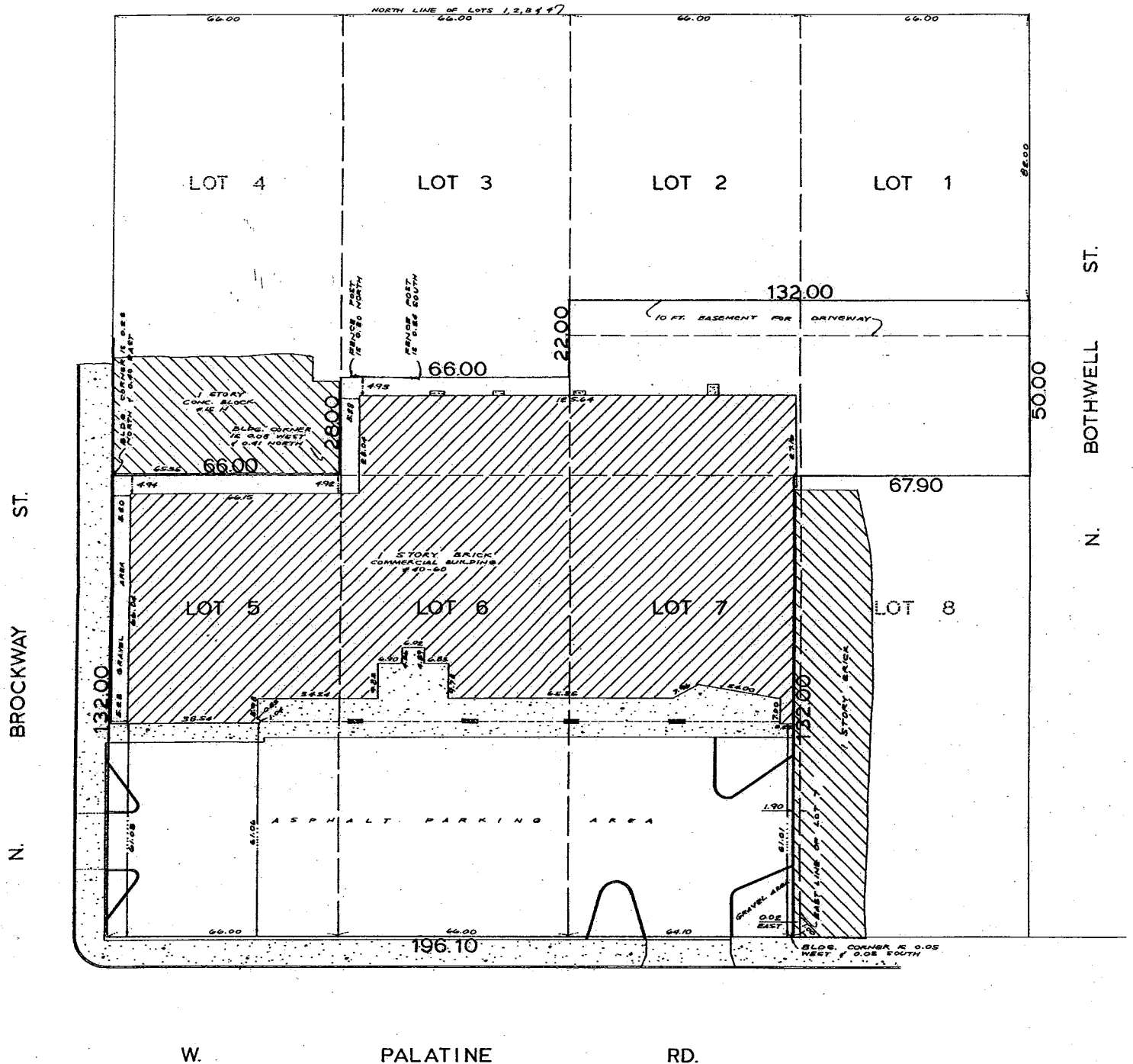
PHONE: 312/282-5900
FAX: 312/282-9424

6.A.1.A.E



LOTS 1 AND 2, EXCEPT THE NORTH 82 FEET THEREOF; THE SOUTH 28 FEET OF LOT 3; ALL OF LOTS 5 AND 6, LOT 7, EXCEPT THAT PART OF SAID LOT 7, DESCRIBED AS:

BEGINNING AT THE NORTHEAST CORNER OF SAID LOT 7; THENCE WEST ALONG THE NORTH LINE OF SAID LOT 7, A DISTANCE OF 1.90 FEET, THENCE SOUTH 4.05 FEET TO THE NORTHWEST CORNER OF A 1 STORY BRICK BUILDING; THENCE SOUTH ALONG THE WEST FACE OF SAID BRICK BUILDING, A DISTANCE OF 127.98 FEET TO THE SOUTH LINE OF LOT 7, AT A POINT 1.90 FEET WEST OF THE SOUTHEAST CORNER OF SAID LOT 7, ALL IN BLOCK 'L' IN "PLAT OF THE TOWN OF PALATINE", BEING A SUBDIVISION OF PART OF THE SOUTH EAST 1/4 OF SECTION 15, TOWNSHIP 42 NORTH, RANGE 10 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.



Attachment: ZBA materials (44 W. Palatine Road - Tievoli Pizza - Special Use for a restaurant w/ liquor)

All dimensions are in feet and decimals parts thereof.

ORDER No: 33918

SCALE: 1 inch = 20 ft.

DATE: 04-30-1996

ORDER by: PAUL PLOTNICK



COMPARE ALL POINTS BEFORE BUILDING BY SAME AND AT ONCE REPORT ANY DIFFERENCE.

REFER TO ABSTRACT OR DEED FOR BUILDING RESTRICTIONS

COMPARE THE DESCRIPTION IN THIS PLAT WITH YOUR DEED, ABSTRACT OR CERTIFICATE OF TITLE

State of Illinois }
County of Cook } ss

We, M M Surveying Co., Inc., do hereby certify that we have surveyed the above described property and that the plat hereon drawn is a correct representation of said survey.

M. Mihajlovic
Professional IL. Land S

Packet Pg. 46



Tievoli Pizza Bar

Giovanni Labbate, Owner

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Executive Summary

Executive Summary

My goal is to open and operate **Tievoli Pizza Bar**, a small fast casual restaurant, at 44 W Palatine Rd Palatine, IL. Our pizzeria concept is new but we have been doing business has been around for over 5 years now with 1 locations and 2 pizza trucks in the Mount Prospect, IL.

Our pizza are made the same way they make them in Naples Italy; fresh dough, San Marzano tomatoes & fresh mozzarella. Of course we have the shredded mozzarella, pepperoni and Italian sausage everyone loves as well. Our pizzas only take 90 seconds to cook so customers will not have to wait long.

Giovanni Labbate is a chef and master pizzaiolo with numerous awards from competing in competitions around the world as a member of the US Pizza Team. Giovanni is currently the Director of Operations and franchisee of Billy Bricks Corporate. He began his career 33 years ago at the age of 10 in his fathers pizzeria. By the time he was 17 he had made his way to second-in-command. He has opened up numerous successful restaurants on his own and found his home at Billy Bricks 6 years ago.

Business Overview

Legal Name of Business

TPB Palatine LLC

Business Address or Potential Business Address

44 W Palatine Rd Palatine, IL

Current Mailing Address

25604 W Iavanhoe Rd Wauconda, IL

Phone Number

(847) 483-4085

Email

Glabbate76@gmail.com

Website

www.tievolipizzabar.com

Social Media Names

Facebook, Instagram: @tievolipizzabar

Structure of Business

LLC

Date Business Established

2021

Nature of Business

Fast Casual Pizzeria

Business Hours

Monday-Thursday 3pm-9pm

Friday-Saturday 3pm-10pm

Sunday 12pm-8pm

Employees

4-7

Customers

We plan on servicing 100-200 customers per day with majority bring served through delivery and third party apps. We will have seating for 40 people and will also accommodate pickup and carry out orders.

Business Description

Structure

Tievoli Pizza Bar will be owned and managed by Giovanni Labbate.

Concept

We are fast casual pizza concept and will operate with one goal in mind making the best pizza with the best ingredients at an affordable price.

Mission Statement

I Love It!

Short & Long-Term Goals

We are committed to running a profitable restaurant while providing high quality products.

In our first year of business our goal is to build a loyal customer base through local marketing, local schools & third party applications such as Ubereats, Grubhub, Foodsby & Ezcater. Our first year projection for Tievoli Pizza Bar location is gross sales \$700,000 with a 10-20% increase year to year.

Long term, we see our successful business expanding into 3 locations around Chicagoland suburbs.

Location

Downtown Palatine. Tievoli Pizza Bar 44 W Palatine Rd, Palatine IL.

We have secured our location 44 W Palatine Rd, Palatine, IL 60067. This is a vanilla box that we will transform into our new concept.

Based on the demographics of Palatine area this is the kind of niche area Tievoli Pizza Bar will do well in.

Visuals

Our Palatine location will be fully remodeled to represent the Tievoli Pizza Bar concept and outfitted with the top of the line pizza equipment "Pizza Master Pizza Oven"

For our shop interior, we have an in house architect to help us relayout this new project.

For packaging and takeout containers we will be using the branded bags and boxes from our local distributor Greco & Sons.

Summary

Our mission is to create a family friendly atmosphere and to be a staple restaurant in the Palatine area for years to come.

Our warm atmosphere, delicious food, and fast service will make Billy Bricks a go-to choice for pizza lovers in our area.

The Marketplace

Market Segment

The market segment Tievoli Pizza Bar is focusing on families in the Palatine area. Downtown Palatine on any day or night is bustling with activity and features a myriad of dining, shopping and entertainment.

Customers

Tievoli Pizza Bar target market is young adults, urban professionals, & families. When speaking to people in this area, we discovered that a large percentage of people interested in our business.

Market Trends

Tievoli Pizza Bar is bringing a new style of pizza to Palatine area with its New York and Sicilian Style pizzas which is the market trend across the whole US right now.

In 2020-2021, the average household ordered out 60% more than previously due to covid. We are ready to serve the rising demand for delivery and carryout.

Competition

In the La Grange area there is no fast casual Neapolitan pizza, this will give us the edge over the other pizza competition in the immediate area.

Marketplace Summary

Now is the perfect time for us to launch Tievoli Pizza Bar since the new year is coming and we can open before peak season. We've found an area that needs our business and have spoken to people who are excited to become customers.

Marketing

Positioning

Our down-to-earth message will be communicated through the look and feel of our shop, menu, music, lighting, uniforms, and packaging.

Pricing

Tievoli Pizza Bar will be priced competitively to other fast casual restaurants in the city. We'll aim to run our food costs at an average of 28%.

Promotion/Online Promotion

Tievoli Pizza Bar has an engaged following on Instagram and Facebook, as well as a email list in the 100,000's . We currently have a website that generates traffic and lists important details like our menu, contact, about, philosophy, and location. We will use social media to generate interest and document the process of opening, and update our website with our new menu and location once we open.

Traditional Promotion

We will continue with our customer loyalty program and printed menus. As well, we'll be working with the city to get press attention about our concept and our pizza truck. We'll also encourage our customers to spread the word about us, so will rely on some word of mouth.

Marketing Summary

Much of our marketing has been set up already because of our other locations and pizza truck. While growing the business, we'll be amping up our presence online and in person, aiming for new customers through press, word of mouth, and social media.

Business Operations

The Team

Giovanni Labbate— Chef/Owner/Restaurant Manager

Giovanni Labbate is a chef/pizzaiolo, a word pizza champion and master who is currently the owner of Billy Bricks presently and is the first mobile franchisee. He began his career 33 years ago at the age of 10 in his fathers pizzeria. By the time he was 17 he had made his way to second-in-command. He has opened up numerous successful restaurants on his own and found his home at Billy Bricks 9 years ago.

Currently our team consists only of the two of us, but we will hire five-ten staff members: 3-5 front of house to take orders and payment, and 3-5 back of house to work in the kitchen.

Supplier Relationships

- **Produce/Food:** Greco & Sons
- **Meats:** Boars Head
- **Beverages:** Pepsi
- **Paper Products:** Shultz
- **Beer:** Windy City & Euclid
- **Wine:** Southern Wine & Glazers

Technology

Tievoli Pizza Bar will use Revention point of sale to take orders and payments, and run reports. We will use the customer-facing display and the kitchen printers.

We will also be registered with GrubHub, DoorDash and UberEATS, both food delivery apps that are popular in our area.

Insurance

To be confident that we are fully insured for liability, business, and property.

Licenses

Tievoli Pizza Bar will start process with these when loan is acquired :

- Business License
- Tax ID number or EIN
- Certificate of Occupancy
- Food Service License
- Liquor License
- Music License
- Sign Permit

Operations Summary

Tievoli Pizza Bar will operate on a day-to-day basis for the first couple of months with an additional 5 staff members. Managing our staff, supplier relationships, customers, inventory and daily tasks will require team effort and hard work.

Our personal experiences have given us qualities that we can draw on to manage and run the business and grow it steadily. We aim to run a tight ship and empower our staff to be the best and deliver the best customer service experience.

With *Square* as a POS, Ubereats Grubhub, DoorDash & Ezcater for food delivery and pick up, we are confident that we can accept and handle a high volume at peak times.

Revenue Worksheet

Account	Amount	Explanation
# of Days Open per Week	7	Number of days per week business is open
# of Days	363	Assuming that business is closed on Christmas Day
Midweek	249	Days other than weekend and holiday days
Average Sales		
Midweek	\$1,500	Projected midweek sales
Weekend and Holidays	\$3,000	Projected weekend and holiday day Sales
Revenue		
Midweek	\$373,500	# of midweek days (X) average sales for same
Weekend & Holidays	\$345,000	# of busy days (X) average weekend and holiday sales for same
Total Revenue	\$718,500	Yearly sales projection
Average Sales per Day	\$1,973.90	Yearly sales divided by # of days open
Sales Mix %		
Food	80%	Percentage of sales projected in Food sales
Beverage	20%	Percentage of sales projected in Beverage sales
Sales Mix \$		
Food	\$574,800	Total Revenue @ 80%
Beverage	\$143,700	Total Revenue @ 20%

Start-Up Costs

Account	Amount	Explanation
Business Set-Up		
Bank Charges	\$500	To set up account and debit machine
Website Design & Development	\$2000	New
Advertising & Marketing	\$2,500	Pre-Opening
Training Cost	\$2,000	For all staff and management
Inventory	\$10,000	Foodstuffs and other products
POS	\$3,000	Including printers and subscriptions
Legal & Advertising	\$2,500	To review leases and other documents
Office Expense	\$500	To set up bookkeeping
Rent	\$3000	Security Deposit & First Month Rent
Utility Deposits	\$1,000	Gas and Electric
Signage	\$5,000	New Signage
Licensing & Permits	\$5,000	Business & Liquor License
Smallwares	\$5,000	Plates and bowls and cutlery etc.
Construction	\$125,000	for 2000 sq. ft space
Furniture & Fixtures	\$10,000	For seating area
Equipment	\$70,000	To set up kitchen with mix of used and new equipment
Total Expenses	\$247000	To “get” open
Total	\$247,000	Expenses plus allowance for working capital

Business Plan Summary

Tievoli Pizza Bar Business Plan Summary

Thank you for reading. We value your time, and hope that you've learned all about our vision, goals, opportunities, and value.

We can't wait to serve you at Tievoli Pizza Bar Palatine, IL!

STARTERS

GARLIC KNOTS (4) \$6

Our homemade dough covered in garlic butter and topped with parmesan & parsley served with a side marinara

MOZZARELLA BITES (6) \$8

Homemade breaded mozzarella served with marinara

BRUSCHETTA \$6

4 grilled bread topped with marinated tomatoes, fresh mozzarella, fresh basil, parmesan, balsamic glaze & EVOO

WINGS (6) \$12

Traditional Style covered in your choice of sauce.
Buffalo - BBQ - Garlic Parmesan - Sweet Chili
12 piece \$15 • 24 piece \$20

BUFFALO CHICKEN DIP \$10

Shredded chicken mixed with cream cheese, cheddar cheese, Buffalo sauce served with pita wedges

TRUFFLE FIRES \$8

Fries tossed with truffle oil, parmesan cheese, herbs & sea salt

SALADS

ALL SERVED WITH FRESH BREAD
ADD CHICKEN \$2

CAESAR \$9

Chopped romaine, Parmesan cheese, homemade croutons & Caesar dressing

CHOP CHICKEN \$10

Chopped romaine, chic peas, pasta, red onions, applewood bacon, tomatoes & honey mustard dressing.

PECAN PEAR \$10

Shaved Brussel sprouts, walnuts, dried cherries, red onions, sliced pears, gorgonzola cheese, applewood bacon & Balsamic vinaigrette.

SPINACH \$10

Spinach, red onions, candied pecans, dried cranberries, goat cheese & raspberry vinaigrette

BEET IT \$10

Fresh arugula, beets, red onions, toasted walnuts, goat cheese & citrus vinaigrette

HANDHELDS

BIG PAPA \$10

Hot soppressata, mortadella, salami, provolone cheese, cherry pepper spread, lettuce, red onions, roma tomatoes & balsamic dressing served on Ciabatta bread

SPICY MEATBALL \$9

Homemade meatballs covered in vodka sauce, fresh mozzarella, fresh basil & gardeniera served on French bread

THE PARM PARTY \$12

Breaded chicken breast covered in marinara, basil, mozzarella & Parmesan cheese served on French bread

CHICKEN PESTO \$9

Chicken breast, sun-dried tomatoes, red onions, mozzarella cheese & pesto mayo on Italian flat bread

CHICKEN CAPRESE \$9

Chicken breast, roma tomatoes, fresh mozzarella & Balsamic Vinaigrette served on Italian flat bread

PIZZAS

MAKE IT A SICILIAN +10 (16" ONLY)

CHEESE PIE

Tomato sauce & mozzarella cheese
12" \$10.00 14" \$13.00 16" \$16.00
Additional Topping
12" \$1.25 14" \$1.50 16" 1.75

THE CLASSIC

Tomato sauce, mozzarella, fresh basil, parmigiano reggiano & evoo
12" 13.00 14" \$16.00 16" \$20.00

SAUSAGE & PEPPERS

Tomato sauce, Italian sausage, red onions, tri-colored peppers & mozzarella cheese
12" \$12.00 14" \$15.00 16" \$18.00

WHITE PIE

Roasted garlic and oil sauce, whipped ricotta, parmesan & mozzarella cheese
12" \$12.00 14" \$15.00 16" \$18.00

JAMMIN WITH PAPA 🍷

Garlic and evoo sauce, crema di pecorino, bacon jam, peppadew peppers, pepperoni, caramelized red onions, oregano, fresh basil, mozzarella & truffle honey
12" \$12.00 14" \$15.00 16" \$18.00

HELL RAISER

Tomato sauce, soppressata, mozzarella cheese, oregano & Mike's Hot Honey
12" \$12.00 14" \$15.00 16" \$18.00

HARVEST 🍷

Garlic & oil sauce, mozzarella cheese, roasted butternut squash, kale, caramelized red onions, crispy bacon, toasted pumpkin seeds, parmigiano reggiano & pomegranate glaze
12" \$12.00 14" \$15.00 16" \$18.00

SPINACH PIE

Garlic and oil sauce, fresh spinach, roasted garlic, sun-dried tomatoes, whipped ricotta, mozzarella & parmigiano reggiano
12" \$12.00 14" \$15.00 16" \$18.00

BBQ PIZZA

BBQ sauce, roasted chicken breast, red onions, smoked Gouda cheese, mozzarella, cilantro and topped with a pineapple and jalapeño relish
12" \$12.00 14" \$15.00 16" \$18.00

TRUFFLE TROUBLE

Truffle cream sauce, mushrooms, mozzarella, prosciutto, arugula, parmigiano reggiano & truffle oil
12" \$12.00 14" \$15.00 16" \$18.00

HONEY SRIRACHA

Honey Sriracha, roasted chicken, Gouda & mozzarella cheese, applewood bacon & scallions
12" \$12.00 14" \$15.00 16" \$18.00

UPSIDE DOWN SICILIAN

Tomato sauce, mozzarella topped with parmigiano reggiano, oregano & EVOO
(16" Sicilian Only) 16" \$22.00

TRIO

Mozzarella cheese topped with pesto, vodka & marinara sauce finished with parmigiano reggiano
(16" Sicilian Only) 16" \$23.00

PANZEROT

6.A.1.A.E

FRIED OR BAKED

CHEESE

Tomato sauce & mozzarella cheese
Additional Topping \$1.25
Regular \$8 Large \$16

San Marzano tomato sauce, capers & mozzarella cheese
Regular \$8 Large \$16

STROMBOLI

Tomato sauce, ham, pepperoni & mozzarella cheese
Regular \$8 Large \$16

POPEYE

San Marzano tomato sauce, Fresh Spinach, Ricotta mozzarella cheese
Regular \$8 Large \$16

SAUSAGE ROLL

Tomato sauce, Italian sausage, red onions, grilled pepperoni & mozzarella cheese
Regular \$8 Large \$16

PASTAS

ADD CHICKEN OR MEATBALLS \$3

POMODORO \$9

Our fresh cherry tomato sauce with bucatini pasta

BAKED RIGATONI \$13

Rigatoni pasta tossed with our homemade vodka sauce topped with melted mozzarella cheese

GORGONZOLA \$12

Our creamy Gorgonzola cheese sauce with fresh sage with penne pasta

CREAMY PESTO \$12

Penne pasta tossed in our creamy pesto sauce, sun-dried tomatoes & parmesan cheese

LASAGNA ROLL UP \$14

Pasta sheet rolled with ricotta cheese, bolognese sauce topped within melted mozzarella cheese

SOUP OF THE DAY

CUP \$4 BOWL \$6

TOPPINGS

SAUCE

Tomato Sauce • Garlic & Oil, Pesto • Honey Sriracha • Buffalo

CHEESE

Mozzarella • Ricotta • Parmesan • Gouda

MEAT

Pepperoni • Italian Sausage • Soppressata* • Chicken • Bacon • Bacon Jam • Meatball • Ham

VEGETABLES

Spinach • Red Onion • Tri-Colored Peppers • Green Peppers • Black Olive • Garlic • Fresh Basil • Fresh Cilantro • Kale • Jalapeño • Pineapple • Mushroom • Italian Beef • Artichoke

EXTRAS

Mike's Hot Honey • Truffle Honey • Truffle Oil

DESSERTS

NUTELLA TART \$6

Creamy Nutella filled tart with a toasted hazelnut crust

TIRAMISU \$7

Ladyfingers dipped in our coffee liquor then layered with mascarpone cheese & topped with whipped cream and cocoa powder

LIMONCELLO CAKE \$7

Homemade limoncello white cake with a lemon curd filling and mascarpone cream cheese icing

FRIED DOUGH \$6

Our homemade dough fried then covered in cinnamon sugar with dipping sauce
Cream cheese frosting or Nutella

Packet Pg. 60



SCALE: 1/4" = 1'-0"

TEST (OPSC, 16 OCT, PART 1630) SUBJECT TO MATERIAL CUT SHEET REVIEW. EC 804.4.1.

COORDINATE WITH TENANT FOR ALL KITCHEN EQUIPMENT MODEL, NUMBER AND MANUFACTURER SPECIFICATIONS. MANUFACTURER AND MODEL NO BELOW PROVIDED FOR REFERENCE ONLY.

COORDINATE WITH TENANT FOR ALL FUTURE SELECTIONS AND LOCATIONS. PRELIMINARY FINISH SELECTIONS PROVIDED FOR INITIAL BIDDING AND SCOPE OF WORK INDICATION ONLY.

DATE: 9-28-202

INTERIOR ALTERATIONS

BASE TEN
ARCHITECTS, INC.
1801 Cherry Hill Dr.
#200 • Denver, CO 80202
303.733.1100 • www.baseten.com

44 WEST PALATINE ROAD
PALATINE, IL 60067
770.311.0002
info@treyon.com

PUBLIC NOTICE
A Public Hearing will be held before the Palatine Zoning Board of Appeals on Tuesday, March 8, 2022 at 7 PM, in the Village Council Chambers at Palatine Village Hall, 200 E. Wood Street, relative to a request for the following:

Special Use to permit a restaurant to operate with a local liquor license.

The property is commonly known as 44 W. Palatine Road (02-15-430-022-0000).

The Petitioner is proposing to open a new restaurant, Tievoli Pizza Bar.

The above petition has been filed by Giovanni Labbate, and is available for examination in the office of the Village Clerk, 200 E. Wood Street.

FILE #: 22-05
VILLAGE OF PALATINE
Jan Wood, Chair
Palatine Zoning Board
of Appeals

DATED: This 21st day of February, 2022
Published in Daily Herald
February 21, 2022 (4578224)

CERTIFICATE OF PUBLICATION

Paddock Publications, Inc.

Northwest Suburbs Daily Herald

Corporation organized and existing under and by virtue of the laws of the State of Illinois, DOES HEREBY CERTIFY that it is the publisher of the **Northwest Suburbs DAILY HERALD**. That said **Northwest Suburbs DAILY HERALD** is a secular newspaper, published in Arlington Heights and has been circulated daily in the Village(s) of: Arlington Heights, Barrington, Barrington Hills, Bartlett, Buffalo Grove, Deer Park, Des Plaines, Elk Grove, Franklin Park, Glenview, Hanover Park, Hoffman Estates, Inverness, Melrose Park, Morton Grove, Mt Prospect, Niles, Northbrook, Northfield, Northlake, Palatine, Park Ridge, Prospect Heights, River Grove, Rolling Meadows, Rosemont, Schaumburg, Schiller Park, South Barrington, Streamwood, Wheeling, Wilmette

County(ies) of Cook

and State of Illinois, continuously for more than one year prior to the date of the first publication of the notice hereinafter referred to and is in general circulation throughout said Village(s), County(ies) and State.

I further certify that the Northwest Suburbs DAILY HERALD is a newspaper as defined in "an Act to revise the law in relation to notices as amended in 1992 Illinois Compiled Statutes, Chapter 715, Act 5, Section 1 and 5. That a notice of which the annexed printed slip is a copy, was published 02/21/2022 in said Northwest Suburbs DAILY HERALD.

IN WITNESS WHEREOF, the undersigned, the said PADDOCK PUBLICATIONS, Inc., has caused this certificate to be signed by, its authorized agent, at Arlington Heights, Illinois.

PADDOCK PUBLICATIONS, INC.
DAILY HERALD NEWSPAPERS

BY

Danula Baltz

Designee of the Publisher and Officer of the Daily Herald

Control # 4578224

Attachment: ZBA materials (44 W. Palatine Road - Tievoli Pizza - Special Use for a restaurant w/ liquor)

3. 44 W. Palatine Road -

3. 44 W. Palatine Road

Notice was published in the Daily Herald on February 21, 2022 and mailed to the owners of the surrounding properties.

Petitioner's Exhibits:

1. Special Use Application
2. Business Plan
3. Floor Plan
4. Plat of Survey
5. Public Notice

Sworn in Petitioner: Mr. Giovanni Labbate

Mr. Labbate explains he is requesting to open a new restaurant with a liquor license serving beer and wine only. He owns two other restaurants in the Mount Prospect area and has not had any issues. He talks about the parking availability in the strip mall and states the business would seat approximately 40 patrons. He points out that parking will not only be available at the strip mall but the surrounding area also has available parking.

Ms. Wood states her concerns about the parking availability. Normally the strip center wouldn't be available to support this business but with surrounding parking availability in the downtown area it may be accommodated. She asks if he has given thought about how this would affect the other businesses.

Mr. Labbate states he doesn't foresee this will be an issue for surrounding businesses.

Mr. Bradshaw states the property is zoned B-3 Central Business District and provides information on surrounding businesses. The restaurant is a sit down and takeout pizza restaurant that has proposed liquor service with 24 seats. He provides the proposed hours of business and information on their business plan. He explains the Zoning Ordinance in regards to parking spaces and states 20 parking spaces are required for this use and since the property is located in the Central business District the ordinance allows for the required parking to be waived by the Administrator. Additional parking spaces on Bothwell St. can be utilized by customers along with other public parking areas in the Downtown area.

Mr. Pirog asks if it's possible to allocate a couple of reserved spots for easy carry out.

Mr. Vyverberg states that the business can work with the property owner to request allocated spots.

STAFF RECOMMENDATION:

The Petitioner is proposing to open a new restaurant and operate with a local liquor license. The Subject Property shares 30 onsite parking spaces with other tenants in the Village Square Shopping Plaza, but falls short of the required parking. With employees utilizing the downtown employee parking areas, the shared parking lot and the public parking lot directly across Palatine Road can be utilized for customer parking.

Ultimately, the proposed use is compatible with the surrounding downtown area, and Staff did not identify any additional concerns. Therefore, Staff recommends approval of the Special Use to permit a restaurant to operate with a local liquor license, subject to the following conditions:

1. The Special Use shall substantially conform to the Business Plan and Floor Plan submitted by the Petitioner, except as such plan may be changed to conform to the Village of Palatine's Codes and Ordinances.
2. All employees of Tievoli shall enroll in and utilize the designated downtown employee parking areas.
3. As necessary, customers should be directed to utilize the public parking lot across Palatine Road (Lot H) or the surrounding on-street parking along Bothwell Street and Railroad Avenue for additional parking needs.

**Mr. Luszczyk made a motion to approve subject staff's conditions;
Seconded by Mr. Cavanaugh**

DISCUSSION:

Mr. Luszczyk states he hasn't seen that parking lot full on the occasions that he drives by and believes parking will not be a problem.

Ms. Wood states her concern about parking but acknowledges that the surrounding downtown area could accommodate overflow if needed.

Ms. Roth-Wurster states she doesn't have concerns and also acknowledges that the surrounding area can accommodate additional parking.

Mr. McGinn states it would be a good business for the downtown area.

Ms. Wood summarized that this request has met the standards and was unanimously approved by a vote of 6-0. This item will tentatively go to Village Council on March 14, 2022

Communications:

Mr. Vyverberg states the Village Council approved the Popeye's request.

1st meeting in April 12th will have 3 items on the agenda and the meeting for March 22, 2022 has been cancelled.

Consider an Ordinance Increasing the Number of Class G (Restaurant - Beer & Wine) Liquor Licenses by One for TPB Palatine, LLC D/B/A as Tievoli Pizza Bar at 44 W. Palatine Road

BACKGROUND:

On this evening's agenda is a request for a Special Use for Tievoli Pizza Bar, located at 44 W. Palatine Road. Petitioner, Giovanni Labbate, wishes to apply for a Class G (Restaurant - Beer & Wine) Liquor License. Hours of operation are Monday-Thursday: 3 PM - 9 PM, Friday-Saturday: 3 PM - 10 PM and Sunday 12 PM - 8 PM.

KEY ISSUES:

- Increase Class G (Restaurant - Beer & Wine) Liquor License by one.

ALTERNATIVES:

1. Approve the Ordinance increasing the number of Class G Liquor Licenses by one.
2. Do not approve the Ordinance increasing the number of Class G Liquor Licenses by one.

RECOMMENDATION: Action is at the discretion of the Committee.

ACTION REQUIRED: Action is at the discretion of the Committee.

ATTACHMENTS:

- ORD Increase Class G Liq-Tievoli Pizza
- Request, Floor Plan, Menu

ORDINANCE NO. _____

**AN ORDINANCE INCREASING THE NUMBER OF CLASS G (BEER AND WINE)
LIQUOR LICENSES PURSUANT TO CHAPTER 3, SECTION 3-37 OF THE
VILLAGE OF PALATINE CODE OF ORDINANCES FOR
TPB PALATINE, LLC D/B/A TIEVOLI PIZZA BAR AT 44 W. PALATINE ROAD**

BE IT ORDAINED, by the Mayor and Village Council of the Village of Palatine,
Cook County, Illinois, acting in the exercise of their home rule power:

SECTION 1: That the number of Class G (Beer and Wine) Liquor Licenses
shall be increased by one for Tievoli Pizza Bar, 44 W. Palatine Road for a total of 9
Class G Liquor Licenses.

SECTION 2: That all ordinances or parts of ordinances in conflict herewith are
hereby repealed.

SECTION 3: That this ordinance shall be in full force and effect from and after
its passage and approval as provided by law.

PASSED this _____ day of _____, 2022

AYES: _____ NAYS: _____ ABSENT: _____ PASS: _____

APPROVED by me this _____ day of _____, 2022

Mayor of the Village of Palatine

ATTESTED and FILED in the office of the Village Clerk this
_____ day of _____, 2022

Village Clerk

Attachment: ORD Increase Class G Liq-Tievoli Pizza (44 W.Palatine Rd. Increase Class G Liq Lic Tievoli Pizza)



February 15, 2022

Giovanni Labbate
Tievoli Pizza Bar
44 W Palatine Rd
Palatine, IL 60067

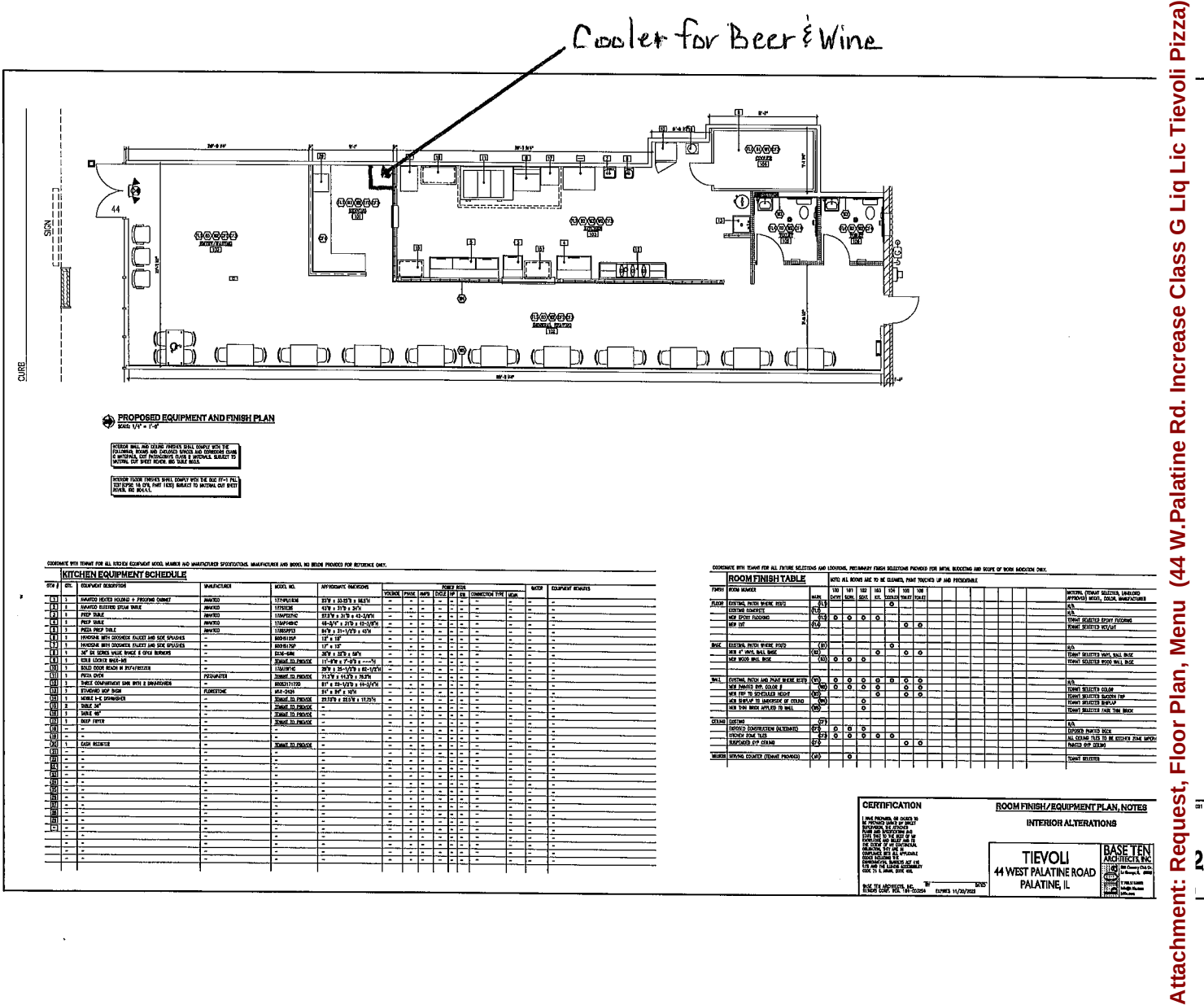
To whom it may concern,

I am applying for a Class G Liquor License for my new restaurant "Tievoli Pizza Bar" in downtown Palatine at 44 W Palatine Rd Palatine, IL 60067. I have been owned and managed many restaurants in the last 35 years that have acquired liquor licenses and have upheld my duties to that companies, local and state requirements and standards. I believe with the liquor Tievoli will flourish and be staple place for families to dine in, carry out or get pizzas delivered.

Sincerely yours,

Giovanni Labbate

Attachment: Request, Floor Plan, Menu (44 W.Palatine Rd. Increase Class G Lic Tievoli Pizza)



STARTERS

GARLIC KNOTS (4) \$6

Our homemade dough covered in garlic butter and topped with parmesan & parsley served with a side marinara

MOZZARELLA BITES (6) \$8

Homemade breaded mozzarella served with marinara

BRUSCHETTA \$6

4 grilled bread topped with marinated tomatoes, fresh mozzarella, fresh basil, parmesan, balsamic glaze & EVOO

WINGS (6) \$12

Traditional Style covered in your choice of sauce.
Buffalo - BBQ - Garlic Parmesan - Sweet Chili
12 piece \$15 • 24 piece \$20

BUFFALO CHICKEN DIP \$10

Shredded chicken mixed with cream cheese, cheddar cheese, Buffalo sauce served with pita wedges

TRUFFLE FIRES \$8

Fries tossed with truffle oil, parmesan cheese, herbs & sea salt

SALADS

ALL SERVED WITH FRESH BREAD
ADD CHICKEN \$2

CAESAR \$9

Chopped romaine, Parmesan cheese, homemade croutons & Caesar dressing

CHOP CHICKEN \$10

Chopped romaine, chic peas, pasta, red onions, applewood bacon, tomatoes & honey mustard dressing.

PECAN PEAR \$10

Shaved Brussel sprouts, walnuts, dried cherries, red onions, sliced pears, gorgonzola cheese, applewood bacon & Balsamic vinaigrette.

SPINACH \$10

Spinach, red onions, candied pecans, dried cranberries, goat cheese & raspberry vinaigrette

BEET IT \$10

Fresh arugula, beets, red onions, toasted walnuts, goat cheese & citrus vinaigrette

HANDHELDS

BIG PAPA \$10

Hot soppressata, mortadella, salami, provolone cheese, cherry pepper spread, lettuce, red onions, roma tomatoes & balsamic dressing served on Ciabatta bread

SPICY MEATBALL \$9

Homemade meatballs covered in vodka sauce, fresh mozzarella, fresh basil & gardeniera served on French bread

THE PARM PARTY \$12

Breaded chicken breast covered in marinara, basil, mozzarella & Parmesan cheese served on French bread

CHICKEN PESTO \$9

Chicken breast, sun-dried tomatoes, red onions, mozzarella cheese & pesto mayo on Italian flat bread

CHICKEN CAPRESE \$9

Chicken breast, roma tomatoes, fresh mozzarella & Balsamic Vinaigrette served on Italian flat bread

PIZZAS

MAKE IT A SICILIAN +10 (16" ONLY)

CHEESE PIE

Tomato sauce & mozzarella cheese
12" \$10.00 14" \$13.00 16" \$16.00
Additional Topping
12" \$1.25 14" \$1.50 16" \$1.75

THE CLASSIC

Tomato sauce, mozzarella, fresh basil, parmigiano reggiano & evoo
12" \$13.00 14" \$16.00 16" \$20.00

SAUSAGE & PEPPERS

Tomato sauce, Italian sausage, red onions, tri-colored peppers & mozzarella cheese
12" \$12.00 14" \$15.00 16" \$18.00

WHITE PIE

Roasted garlic and oil sauce, whipped ricotta, parmesan & mozzarella cheese
12" \$12.00 14" \$15.00 16" \$18.00

JAMMIN WITH PAPA 🍷

Garlic and evoo sauce, crema di pecorino, bacon jam, peppadew peppers, pepperoni, caramelized red onions, oregano, fresh basil, mozzarella & truffle honey
12" \$12.00 14" \$15.00 16" \$18.00

HELL RAISER

Tomato sauce, soppressata, mozzarella cheese, oregano & Mike's Hot Honey
12" \$12.00 14" \$15.00 16" \$18.00

HARVEST 🍷

Garlic & oil sauce, mozzarella cheese, roasted butternut squash, kale, caramelized red onions, crispy bacon, toasted pumpkin seeds, parmigiano reggiano & pomegranate glaze
12" \$12.00 14" \$15.00 16" \$18.00

SPINACH PIE

Garlic and oil sauce, fresh spinach, roasted garlic, sun-dried tomatoes, whipped ricotta, mozzarella & parmigiano reggiano
12" \$12.00 14" \$15.00 16" \$18.00

BBQ PIZZA

BBQ sauce, roasted chicken breast, red onions, smoked Gouda cheese, mozzarella, cilantro and topped with a pineapple and jalapeño relish
12" \$12.00 14" \$15.00 16" \$18.00

TRUFFLE TROUBLE

Truffle cream sauce, mushrooms, mozzarella, prosciutto, arugula, parmigiano reggiano & truffle oil
12" \$12.00 14" \$15.00 16" \$18.00

HONEY SRIRACHA

Honey Sriracha, roasted chicken, Gouda & mozzarella cheese, applewood bacon & scallions
12" \$12.00 14" \$15.00 16" \$18.00

UPSIDE DOWN SICILIAN

Tomato sauce, mozzarella topped with parmigiano reggiano, oregano & EVOO
(16" Sicilian Only) 16" \$22.00

TRIO

Mozzarella cheese topped with pesto, vodka & marinara sauce finished with parmigiano reggiano
(16" Sicilian Only) 16" \$23.00

PANZEROTTI

FRIED OR BAKED

CHEESE

Tomato sauce & mozzarella cheese
Additional Topping \$1.25
Regular \$8 Large \$16

San Marzano tomato sauce, capers & mozzarella cheese
Regular \$8 Large \$16

STROMBOLI

Tomato sauce, ham, pepperoni & mozzarella cheese
Regular \$8 Large \$16

POPEYE

San Marzano tomato sauce, Fresh Spinach, Ricotta & mozzarella cheese
Regular \$8 Large \$16

SAUSAGE ROLL

Tomato sauce, Italian sausage, red onions, grilled pepperoni & mozzarella cheese
Regular \$8 Large \$16

PASTAS

ADD CHICKEN OR MEATBALLS \$3

POMODORO \$9

Our fresh cherry tomato sauce with bucatini pasta

BAKED RIGATONI \$13

Rigatoni pasta tossed with our homemade vodka sauce topped with melted mozzarella cheese

GORGONZOLA \$12

Our creamy Gorgonzola cheese sauce with fresh sage & penne pasta

CREAMY PESTO \$12

Penne pasta tossed in our creamy pesto sauce, sun-dried tomatoes & parmesan cheese

LASAGNA ROLL UP \$14

Pasta sheet rolled with ricotta cheese, bolognese sauce topped within melted mozzarella cheese

SOUP OF THE DAY

CUP \$4 BOWL \$6

TOPPINGS

SAUCE

Tomato Sauce • Garlic & Oil, Pesto • Honey Sriracha • BBQ

CHEESE

Mozzarella • Ricotta • Parmesan • Gouda

MEAT

Pepperoni • Italian Sausage • Soppressata* • Chicken • Bacon Jam • Meatball • Ham

VEGETABLES

Spinach • Red Onion • Tri-Colored Peppers • Green Peppers • Black Olive • Garlic • Fresh Basil • Fresh Cilantro • Kale • Jalapeño • Pineapple • Mushroom • Italian Beef • Artichoke

EXTRAS

Mike's Hot Honey • Truffle Honey • Truffle Oil

DESSERTS

NUTELLA TART \$6

Creamy Nutella filled tart with a toasted hazelnut crust

TIRAMISU \$7

Ladyfingers dipped in our coffee liquor then layered with mascarpone cheese & topped with whipped cream and cocoa powder

LIMONCELLO CAKE \$7

Homemade limoncello white cake with a lemon curd filling and mascarpone cream cheese icing

FRIED DOUGH \$6

Our homemade dough fried then covered in cinnamon sugar with dipping sauce
Cream cheese frosting or Nutella

Consider an Ordinance Granting a Special Use to Permit a Restaurant to Operate with a Local Liquor License at 154 W. Northwest Highway

BACKGROUND:

Annie's Restaurant and Pancake House is an existing restaurant in the Eurofresh Plaza and is requesting to include alcohol service as part of their menu. Therefore, the Petitioner is requesting approval of the following:

Special Use to permit a restaurant to operate with a local liquor license.

KEY ISSUES:

- Although the restaurant is presently operating, a Special Use is required to expand the operations to include alcohol service. The business plan indicates that the hours of operation are Tuesday - Sunday 7 AM - 11 PM.
- There are no proposed changes to the existing floor plan and the Petitioner applied for a "Class D - Restaurant" license.

ALTERNATIVES:

1. Approve the Special Use to permit a restaurant to operate with a local liquor license.
2. Do not approve the Special Use to permit a restaurant to operate with a local liquor license.

RECOMMENDATION:

Public Hearing:	ZBA meeting on March 8, 2022
Residents testifying:	None
Vote:	The ZBA voted unanimously to approve the Special Use for a restaurant with a local liquor license and Staff concurs with this recommendation.

ACTION REQUIRED:

A motion to approve the ordinance granting Special Use to permit a restaurant with a local liquor license at 154 W. Northwest Highway.

ATTACHMENTS:

- Aerial Map
- ORD SU 154 W. Northwest Highway
- EXHIBIT - Business Plan
- EXHIBIT - Floor Plan
- ZBA Materials
- Draft March 8, 2022 ZBA minutes

154 W. Northwest Hwy



Attachment: Aerial Map (154 W. Northwest Highway - SU Restaurant - local liquor license)

ORDINANCE NO. _____

**AN ORDINANCE GRANTING A SPECIAL USE
154 W. NORTHWEST HIGHWAY**

WHEREAS, pursuant to a petition and public hearing on March 8, 2022, of which public notice was given as required by law, the Zoning Board of Appeals of the Village of Palatine, in accordance with the Zoning Ordinance of the Village of Palatine, in such case made and provided, has held such public hearing and reported their findings relative to a request for a Special Use to permit a restaurant to operate with a local liquor license, pursuant to Section 11.03 (d) (26) of the Palatine Zoning Ordinance, on the following legally described property:

Parcel 2: A parcel of land lying within the following described tract: That part of the Northeast quarter of the Northeast quarter of Section 15, Township 42 North, Range 10, East of the Third Principal Meridian, described as follows: Commencing at the intersection of the center line of the Northwest Highway and the West line of said Northeast quarter of the Northeast quarter of Section 15; thence Southeasterly along said center line of Northwest Highway, a distance of 167.31 feet; thence Northeasterly perpendicular and at right angles to the center line of Northwest Highway a distance of 50 feet to the point of beginning of tract herein described; thence Southeasterly along a line parallel with the center line of said Northwest Highway, a distance of 373 feet; thence Northerly along a line parallel with the West line of said Northeast quarter of the Northeast quarter of Section 15, a distance of 530 feet; thence Northwesterly along a line parallel with the said center line of Northwest Highway, a distance of 504.99 feet; thence Southerly along a line parallel with the West line of said Northeast quarter of the Northeast quarter of Section 15, a distance of 380 feet; thence Southeasterly along a line parallel with the center line of Northwest Highway, a distance of 182 feet; thence Southwesterly a distance of 141.42 feet to the point of beginning, said parcel being described as: Beginning at a point in the West line of tract aforesaid 55.5 feet South of the Northwest corner thereof; thence South along the West line of said tract 214.49 feet; thence Southeasterly along a line parallel with the North line of said tract 246.90 feet; thence Northeasterly along a line having an interior angle of 90°06' 30" with the last described line, a distance of 204.99 feet; thence Southeasterly along a line parallel with the North line of said tract 1.10 feet; thence Northeasterly along a line which is perpendicular to the North line of tract aforesaid, 16.55 feet to a line 33 feet South of and parallel with the North line of said tract; thence Northwesterly along said parallel line a distance of 265.26 feet; thence Westerly along a straight line to the point of beginning, in Cook County, Illinois

Commonly known as 154 W. Northwest Highway (PIN# 02-15-201-013)

Attachment: ORD SU 154 W. Northwest Highway (154 W. Northwest Highway - SU Restaurant - local liquor license)

ORDINANCE NO. _____

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Village Council of the Village of Palatine, Cook County, Illinois, acting in the exercise of their home rule power that:

SECTION 1: Special Use to permit a restaurant to operate, with a local liquor license, pursuant to Section 11.03 (d) (26) of the Palatine Zoning Ordinance, is hereby granted, subject to the following condition(s):

1. The Special Use shall substantially conform to the Business Plan and Floor Plan submitted by the Petitioner, except as such plans may be changed to the Village of Palatine Codes and Ordinances

SECTION 2: That a copy of the public notice is attached hereto and form a part of this ordinance.

SECTION 3: That this ordinance shall be in full force and effect from and after its passage and approval as provided by law

PASSED: This _____ day of _____, 2022

AYES:_____ NAYS:_____ ABSENT:_____ PASS:_____

APPROVED by me this _____ day of _____, 2022

Mayor of the Village of Palatine

ATTESTED and FILED in the office of the Village Clerk this

_____ day of _____, 2022

Village Clerk

AMENDMENT TO THE BUSINESS PLAN OF ANNIE'S RESTAURANT AND PANCAKE
HOUSE - January 15, 2022

Our target hours of operations are from 7:00 am to 11:00pm, six days of a week from Tuesday to Sunday.

7:00 am to 3:00 pm - serving breakfast and lunch

3:00 pm to 11:00 pm serving dinner

Since we are just in the initial stage of serving dinner, our days of operations for the dinner will only be Thursdays, Fridays, Saturdays and Sundays.

There will be 18 employees in total, with different assignments and shifts.

Once our liquor license Class D is approved, we will serve liquor upon request by the guests. We will stop accepting food orders after 9:00 pm.

We will strive our very best to excel in our restaurant business to provide excellent food and quality service to our clientele, not only to our local people here in our community but also to the nearby villages and cities. It will give the Village of Palatine and the State of Illinois more revenues and PROGRESS to everyone.

SUBMITTED BY: ANNIE'S RESTAURANT AND PANCAKE HOUSE, January 15, 2022

Annie & Ben
Jan 15, 2022

Annie's Restaurant and Pancake House Business Plan is as follows:

Our target hours of operation will be from 7:00 am to 11:30 pm, six days a week, from Tuesday to Sunday. There will be 13 employees total, 4 waiters, 3 cooks, 2 dishwashers, 2 operation managers, 2 floor managers.

Since we are in the beginning process of our operation, we will just concentrate on the first shift for now. Once we are done with the menu for the dinner, we will soon open the restaurant for dining. Annie's Restaurant and Pancake House will serve breakfast from 7:00 am to 3:00 pm . Dinner will start from 4:00 pm to 11:30 pm .

Deliveries of food supplies, produce and other necessary items in the operation will be once on Tuesdays and once on Fridays approximately between 8:00 am to 3:00 pm.

Our location of Annie's Restaurant and Pancake House at 154 West Northwest Highway at Palatine , has been a consistent restaurant place for so many years. It is strategically located at the Eurofresh Shopping Mall where other relevant businesses are situated. All the sanitary precautions will be strictly followed, including wearing of face masks of our serving crew. WE will be compliant with regards to the existing policies and guidelines of the Village of Palatine, licenses , fire prevention and other permits.

Our prices are relatively low compared to other nearby restaurants . We are being patronized mostly by our senior customers where they find the place very relaxing , good environment, conducive to meetings. We offer a very impressive array of good, palatable, healthy foods .We also cater to the younger generation, introducing a new list of menu, offering free wi-fi . WE will maintain the good quality of the food we serve and the quality of first-class service we provide. Our servicing crew are all polite, providing utmost respect to our clientele , attentive to the orders and requests of the customers.

We will strive our very best to excel in our restaurant business to provide excellent food to our clientele, that not only our local people will patronize but also the nearby villages and cities . It will give the Village of Palatine and the state of Illinois more revenues. We will also employ local people to give employment to our constituents and this will for sure sum up to PROGRESS to everyone.

SUBMITTED BY: Annie's Restaurant and Pancake House



Annie C. San
Jan. 15, 2022

Packet Pg. 77

**VILLAGE OF PALATINE
Zoning Board of Appeals**

SCHEDULED 03/08/22 07:00 PM

CASE STAFF STATEMENT (ID # 7405)

154 W. Northwest Highway

TO: Palatine Zoning Board of Appeals
Jan Wood, Chair

FROM: Alex Bradshaw

PETITIONER: Annie Basa, Annie's Restaurant & Pancake House

CASE NUMBER: 22-03

ADDRESS: 154 W. Northwest Highway

PROPOSAL: Special Use to permit a restaurant to operate with a local liquor license.

<u>LOCATION:</u> 154 W. Northwest Highway District 6 (Helms)	<u>CURRENT ZONING:</u> B-2 General Business District
--	--

SURROUNDING CONDITIONS:

North:	Planned Development
South	B-2 General Business
East:	B-2 General Business
West:	Planned Development

BACKGROUND:

The Petitioner is requesting to include alcohol service at their existing restaurant at 154 W. Northwest Highway. Therefore, the Petitioner is requesting:

Special Use to permit a restaurant to operate with a local liquor license.

SITE ANALYSIS:

- The Subject Property is zoned B-2 General Business District and is located in the Eurofresh Plaza, at the northeast corner of Smith Street and Northwest Highway. Although the restaurant is open and operational, a Special Use is required, as the restaurant would like to expand their operations to include liquor service. Per Code, restaurants with a local liquor license require Special Use review.
- The business plan indicates that the hours of operation are Tuesday - Sunday 7

Case Staff Statement (ID # 7405)
Meeting of March 8, 2022

AM - 11 PM. In comparison to the previous business plan, the restaurant is closing 30 minutes earlier.

- Breakfast and Lunch is served from 7 AM - 3 PM. Dinner will be served from 3 PM - 11 PM. Food orders will not be accepted after 9 PM.
- The Petitioner has stated that they are still in the initial stages of serving dinner, thus dinner is only being served Thursday - Sunday.
- The Petitioner stated that there will be 18 total employees, with varying assignments and shifts.
- There are no proposed changes to the restaurant's interior floorplan. Additionally, the parking requirement would not change with the addition of a liquor license, as the number of seats is not increasing.
- The business plan identifies stated that the menu would include "Full Service Liquor". The requested liquor license classification is for a "Class D - Restaurant". This will be evaluated by the Liquor Commission.

DEPARTMENTAL REVIEWS:

Community Services	No Issues Identified
Engineering	N/A
Environmental Health	N/A
Fire Prevention	N/A
Public Works	N/A
Police	N/A

STANDARDS FOR SPECIAL USE: Since this Petition is not for a use publicly operated or traditionally affected with the public interest, those standards under Section 14.05 D (2) and (3) are applicable. Specifically, the Petitioners must show that the Special Use, if granted, is so designed, located, and proposed to be operated that the public health, safety, and welfare will be protected and will not cause substantial injury to the value of other property in the neighborhood in which it is located. The Petitioners have attempted to address the required standards.

STAFF RECOMMENDATION:

The Petitioner is proposing to introduce a local liquor license at the existing Annie's Restaurant & Pancake House in Eurofresh Plaza. As the floorplan and seating count are not increasing, the parking requirement remains the same. Ultimately, Staff did not identify any concerns with the proposal. Therefore, Staff recommends approval of the Special Use to permit the restaurant to operate with a local liquor license, subject to the following condition:

Case Staff Statement (ID # 7405)
Meeting of March 8, 2022

1. The Special Use shall substantially conform to the Business Plan and Floor Plan submitted by the Petitioner, except as such plans may be changed to conform to the Village of Palatine Codes and Ordinances.

ATTACHMENTS:

- Aerial Map
- Business Plan
- Special Use Application
- Floorplan
- Plat of Survey
- Public Notice

VILLAGE OF
PALATINE



Attachment: ZBA Materials (154 W. Northwest Highway - SU Restaurant - local liquor license)

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HOUSE - January 15, 2022

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We will strive our very best to excel in our restaurant business to provide excellent food and quality service to our clientele, not only to our local people here in our community but also to the nearby villages and cities. It will give the Village of Palatine and the State of Illinois more revenues and PROGRESS to everyone.

SUBMITTED BY: ANNIE'S RESTAURANT AND PANCAKE HOUSE, January 15, 2022

Annie & Ben
Jan 15, 2022

Annie's Restaurant and Pancake House Business Plan is as follows:

Our target hours of operation will be from 7:00 am to 11:30 pm, six days a week, from Tuesday to Sunday. There will be 13 employees total, 4 waiters, 3 cooks, 2 dishwashers, 2 operation managers, 2 floor managers.

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Deliveries of food supplies, produce and other necessary items in the operation will be once on Tuesdays and once on Fridays approximately between 8:00 am to 3:00 pm.

Our location of Annie's Restaurant and Pancake House at 154 West Northwest Highway at Palatine , has been a consistent restaurant place for so many years. It is strategically located at the Eurofresh Shopping Mall where other relevant businesses are situated. All the sanitary precautions will be strictly followed, including wearing of face masks of our serving crew. WE will be compliant with regards to the existing policies and guidelines of the Village of Palatine, licenses , fire prevention and other permits.

Our prices are relatively low compared to other nearby restaurants . We are being patronized mostly by our senior customers where they find the place very relaxing , good environment, conducive to meetings. We offer a very impressive array of good, palatable, healthy foods .We also cater to the younger generation, introducing a new list of menu, offering free wi-fi . WE will maintain the good quality of the food we serve and the quality of first-class service we provide. Our servicing crew are all polite, providing utmost respect to our clientele , attentive to the orders and requests of the customers.

We will strive our very best to excel in our restaurant business to provide excellent food to our clientele, that not only our local people will patronize but also the nearby villages and cities . It will give the Village of Palatine and the state of Illinois more revenues. We will also employ local people to give employment to our constituents and this will for sure sum up to PROGRESS to everyone.

SUBMITTED BY: Annie's Restaurant and Pancake House



Annie C. Gao
Jan. 15, 2022

VILLAGE OF PALATINE

SPECIAL USE & VARIATION APPLICATION

Department of Planning & Zoning
200 E. Wood Street • Palatine, IL • 60067-5339
Telephone: (847) 359-9047 • Fax (847) 963-6247

Office Use Only	Project Planner	Zoning Case #
	Filing Fee	Notification Deadline
	ZBA Public Hearing Date	Village Council Date

date received

Background Information	PETITIONER(S)		Business Name (if applicable)	
	ANNIE C. BASA		ANNIE'S RESTAURANT & PANCAKE HOUSE	
	Subject Property Address			
	154 W NORTHWEST HIGHWAY, PALATINE, IL 60067			
	AUTHORIZED AGENT (if applicable)		Business Name (if applicable)	
	NA			
	Address		City/State/Zip Code	
	NA-			
	Telephone	Fax	Email	
	Relationship to Petitioner (contractor, architect, etc.)			
TYPE OF APPLICATION (check one)				
☐ Special Use ☒ Special Use Amendment ☐ Variation				
Existing Zoning District		Existing Land Use		Proposed Land Use
Generally describe your request:				
APPLYING FOR LIQUOR LICENSE 				

Attachment: ZBA Materials (154 W. Northwest Highway - SU Restaurant - local liquor license)



SPECIAL USE

Required Materials

- ☐ Filing Fee of \$ _____
- ☐ Application Form
- ☐ Plat of Survey (must show all current improvements and be sealed by an Illinois certified surveyor)
- ☒ Site Plan & Floor plan (dimension, location, and setbacks of all existing and proposed buildings) – **one 11x17 copy each, electronic version preferred**
- ☒ Real Estate Interest Disclosure Form (see attached)
- ☒ Proof of Ownership or Lease (e.g. Title Insurance Policy, Deed, or Purchase Contract)
- ☒ Business Plan (if applicable; including, but not limited to nature of business, hours of operation, number of employees, and menu)

Additional Materials (as required by the Village)

- ☐ Elevation Plan (front, side, and rear elevations of a proposed building), and/or Floor Plan (proposed interior layout) – **one 11x17 copy of each plan, electronic versions preferred**
- ☐ Engineering Plans (must indicate existing conditions, topography, storm water management, tree preservation, utility connections, detention calculations, and a cost estimate)
- ☐ Photographs (e.g. ground-level or aerials)
- ☐ Other materials as deemed necessary by the Village

Petitioner Justification

The Petitioner is required to present specific evidence related to each of the following standards to justify the request (paraphrased from Section 14.05 of the Palatine Zoning Ordinance). Answer the items below and attach a separate sheet if necessary. **If you are applying for a Variation only, you do not need to answer these items.**

1. The use is deemed necessary for the public convenience at that location

2. The use is designed, located, and proposed to be operated that the public health, safety and welfare will be protected

WE WILL SERVE LIQUOR ONLY WITH FOOD. WE WILL NOT SERVE LIQUOR TO MINORS, 21 yrs old or younger

3. The use will not cause substantial injury to nearby property values

IT WILL NOT DEFINITELY CAUSE ANY HARM OR DAMAGE TO NEARBY PROPERTY VALUES

4. With respect to live entertainment uses, the use shall not:
 - a. Produce noise levels so great as to constitute an unreasonable interference for persons outside the confines of the establishment
 - b. Impose undue health, sanitation or safety burdens on the village
 - c. Create excessive demands on the Village of Palatine Police Department
 - d. Be of a nature otherwise prohibited by law or village ordinance
5. For fence standards, see Section 14.05 of the Palatine Zoning Ordinance

PLEASE SEE ATTACHED PAPER-

Annie's Restaurant and Pancake House

Petitioner Justification Page 4

The use is deemed necessary for the public convenience at that location.

Our location has been a restaurant business for so many years, serving Palatine's families and friends and even neighboring cities and villages. It is within the Eurofresh Shopping Center at the far end of the center. Many businesses are within the area: the Eurofresh supermarket, a beauty salon, a nail salon, a fitness center, a beverage (liquor store), Chase Bank, CVS pharmacy. We are the only restaurant closest to these businesses.

All the sanitary precautions have been observed. Our staff wear face masks, wash hands constantly, or sanitize their hands through the alcohol sanitizer that kills 99.99% of germs. Our restaurant is also cleaned and sanitized daily. We see to it that the quality of the food we serve is maintained. We treat our guests with utmost respect. We will operate our restaurant as per public health guidelines, safety and welfare of everybody will be protected.

The use will not cause substantial injury to nearby property values.

Definitely, we will not serve liquor to minors nor serve alcohol without food. Customers of the above mentioned businesses come to Annie's Restaurant for brunch or dinner. It is an added attraction to the center that after they visit other businesses in the area, they have somewhere to go for very delicious and palatable meals. We have even some customers that are coming from Skokie, Des Plaines, Aurora, Chicago, Hoffman Estates, Barrington, etc. bringing additional revenues to the village and the state.

**VILLAGE OF
PALATINE**

Affidavit of No New Improvements

AFFIDAVIT OF NO NEW IMPROVEMENTS

I am the owner of record, of the property with the legal description as stated on the attached plat of survey. I hereby affirm that the survey attached hereto is the survey for said property, and that the attached survey accurately depicts the current conditions with all existing improvements to the property as of the date of this affidavit, TO THE BEST OF MY KNOWLEDGE.

Affiant further states that survey is correct and complete representation of all improvements now located on the premises described in the above referenced title commitment, except for: _____

I fully understand that in the event the attached survey does not accurately depict all existing improvements made to the property as of today's date, the Village of Palatine may elect to reject this plan and the permit for which I am applying shall not be approved (or work in progress pursuant to the permit will be stopped) until an accurate survey has been received and approved by the Village of Palatine.

PROPERTY OWNERS SIGNATURE REQUIRED

CERTIFIED BY:

Property Owner Signature: [Signature] Date: 1-25-22

Property Owner Print Name: AS AGENT FOR OWNER
EUROFRESH PLAZA, LLC
TONY LOMBARDO, AGENT

Property Address: 130-156 W. Northwest Hwy, Palatine, IL
02-15-201-012-0000
PIN #: 02-15-201-013-0000 02-15-201-014-0000

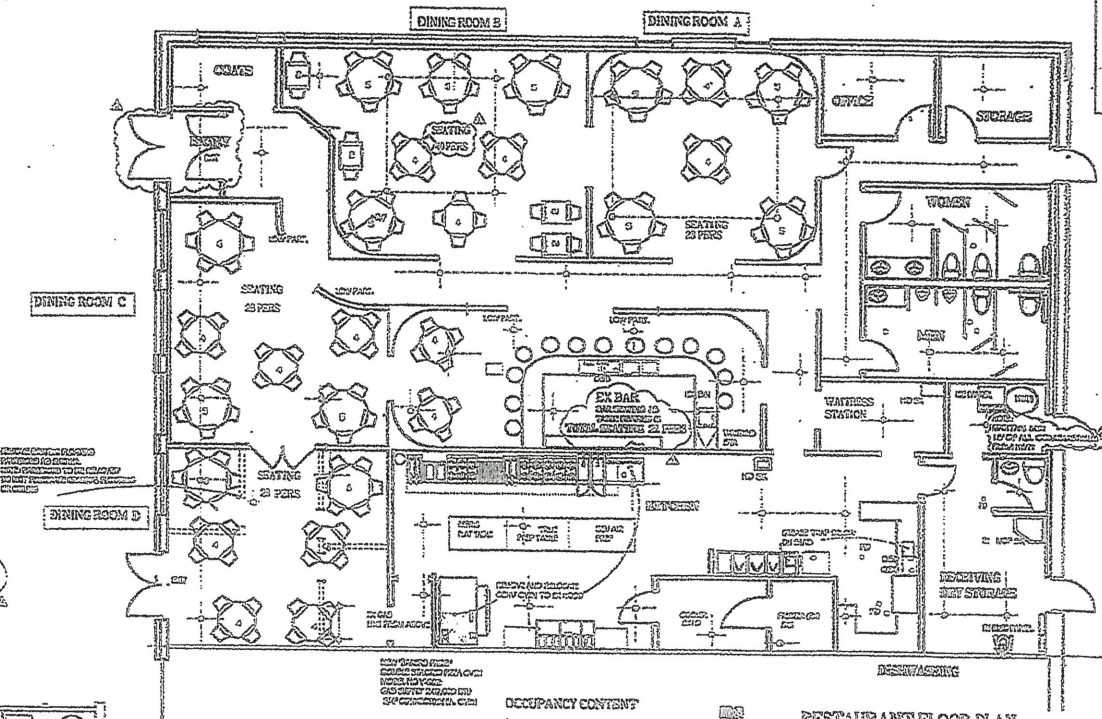
Name of Surveyor: JOHN MISTURAK

Date of Survey: JUNE 3, 2016

Survey Order No.: 160261 (2)

Attachment: ZBA Materials (154 W. Northwest Highway - SU Restaurant - local liquor license)

The diagram is a detailed floor plan of a kitchen. At the top, there is a 'STOVE' area with a 'STOVE' label and a 'STOVE' label. Below it is a 'KITCHEN' area with a 'KITCHEN' label. To the right of the kitchen is a 'DISHWASHING' area. At the bottom, there is a 'COUNTER' area. The plan includes various callouts and labels such as 'STOVE', 'KITCHEN', 'DISHWASHING', 'COUNTER', 'STOVE', 'KITCHEN', 'DISHWASHING', 'COUNTER'. There are also numbered circles (1-24) indicating specific locations or equipment. A legend at the bottom right explains the symbols: 'SEE SCHEDULE OF ALL EQUIPMENT & FIXTURES' and 'AND SMALL CHANGES IN GASEL LOCATIONS SHOULD BE NOTED'. The title 'KITCHEN FLOOR PLAN' is centered at the bottom, with '2000-10-10' below it.



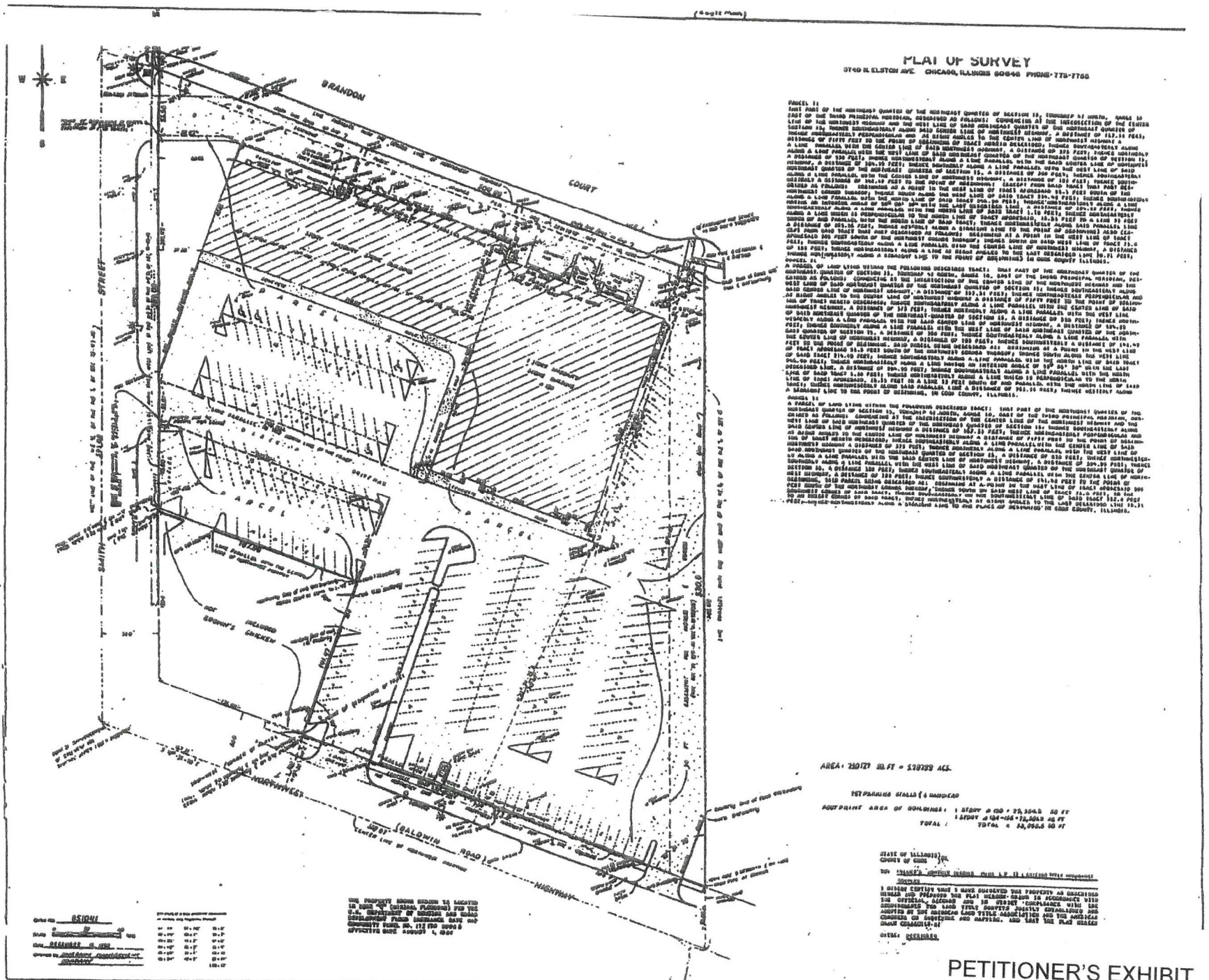
OCCUPANCY CONTENT	
DINING ROOM A	22
DINING ROOM B	40
DINING ROOM C	22
DINING ROOM D	22
EX. BAR	21
TOTALS	145



SOLUBLE WEEK

1. **WILLIAM PATRICK MURPHY** STAYED IN
MAYNARD, MASS.
2. **WILLIAM PATRICK MURPHY** WENT TO NEW YORK
ON APRIL 11, 1968
3. **WILLIAM PATRICK MURPHY** IS ALIVE
AND LIVES IN NEW YORK CITY

2. HANDED COUNTRY HAS THREE
 DRINKING WATER PREPARATION PLANTS
 IN DIRECTION AND TO THE BEST
 OF HIS KNOWLEDGE COUNTRY WITH
 THE CITIES AND VILLAGES OF
 ZAIRIE. HANDED
 [Signature]
 [Stamp]
 my license expires 31-30-2016



Attachment: ZBA Materials (154 W. Northwest Highway - SU Restaurant - local liquor license)

PETITIONER'S EXHIBIT

2

PUBLIC NOTICE
A Public Hearing will be held before the Palatine Zoning Board of Appeals on Tuesday, March 8, 2022 at 7 P.M., in the Village Council Chambers at Palatine Village Hall, 200 E. Wood Street, relative to a request for the following:

Special Use to permit existing restaurant to operate with a local liquor license.

The property is commonly known as 154 W. Northwest Highway (02-15-201-013-0000).

The Petitioner is proposing to include alcohol service at an existing restaurant, Annie's Restaurant & Pancake House.

The above petition has been filed by Annie Basa, Annie's Restaurant & Pancake House, and is available for examination in the office of the Village Clerk, 200 E. Wood Street.

FILE #: 22-03

VILLAGE OF PALATINE
Jan Wood, Chair
Palatine Zoning Board of Appeals

DATED: This 21st day of February, 2022
Published in Daily Herald
February 21, 2022 (4578225)

CERTIFICATE OF PUBLICATION

Paddock Publications, Inc.

Northwest Suburbs Daily Herald

Corporation organized and existing under and by virtue of the laws of the State of Illinois, DOES HEREBY CERTIFY that it is the publisher of the **Northwest Suburbs DAILY HERALD**. That said **Northwest Suburbs DAILY HERALD** is a secular newspaper, published in Arlington Heights and has been circulated daily in the Village(s) of: Arlington Heights, Barrington, Barrington Hills, Bartlett, Buffalo Grove, Deer Park, Des Plaines, Elk Grove, Franklin Park, Glenview, Hanover Park, Hoffman Estates, Inverness, Melrose Park, Morton Grove, Mt Prospect, Niles, Northbrook, Northfield, Northlake, Palatine, Park Ridge, Prospect Heights, River Grove, Rolling Meadows, Rosemont, Schaumburg, Schiller Park, South Barrington, Streamwood, Wheeling, Wilmette

County(ies) of Cook

and State of Illinois, continuously for more than one year prior to the date of the first publication of the notice hereinafter referred to and is in general circulation throughout said Village(s), County(ies) and State.

I further certify that the Northwest Suburbs DAILY HERALD is a newspaper as defined in "an Act to revise the law in relation to notices as amended in 1992 Illinois Compiled Statutes, Chapter 715, Act 5, Section 1 and 5. That a notice of which the annexed printed slip is a copy, was published 02/21/2022 in said Northwest Suburbs DAILY HERALD.

IN WITNESS WHEREOF, the undersigned, the said PADDOCK PUBLICATIONS, Inc., has caused this certificate to be signed by, its authorized agent, at Arlington Heights, Illinois.

PADDOCK PUBLICATIONS, INC.
DAILY HERALD NEWSPAPERS

BY

Danula Baltz

Designee of the Publisher and Officer of the Daily Herald

Control # 4578225

Attachment: ZBA Materials (154 W. Northwest Highway - SU Restaurant - local liquor license)

2. 154 W. Northwest Highway -
2. 154 W. Northwest Highway

Notice was published in the Daily Herald on February 21, 2022 and mailed to the owners of the surrounding properties.

Petitioner's Exhibits:

1. Special Use Application
2. Business Plan
3. Floor Plan
4. Plat of Survey
5. Public Notice

Sworn in Petitioner: Annie Basa 154 W Northwest Highway

Ms. Basa explains she is requesting special use to operate an existing restaurant, with a liquor license. She states that since the pandemic and restrictions placed on businesses, she is struggling to survive. She states a liquor license would help to increase her business, as her customers frequently request wine or beer.

Mr. Pirog asks if she has ever owned or managed a business with a liquor license.

Ms. Basa states she has not.

Mr. Pirog asks if she has a plan to train her staff on the rules and regulations for serving alcohol.

Ms. Basa states she would comply with all requirements needed to train the staff.

Ms. Wood asks if the previous restaurant had a liquor license.

Mr. Bradshaw states that the previous restaurant did have a liquor license.

Mr. Bradshaw states that the property is zoned B-2. He explains that, prior to the current restaurant's occupancy, the previous liquor license is non-transferable. He provides information about location and hours of business. He states the parking requirement would not change with the addition of a liquor license as the number of seats is not increasing.

STAFF RECOMMENDATION:

The Petitioner is proposing to introduce a local liquor license at the existing Annie's Restaurant & Pancake House in Eurofresh Plaza. As the floorplan and seating count are not increasing, the parking requirement remains the same. Ultimately, Staff did not identify any concerns with the proposal. Therefore, Staff recommends approval of the Special Use to permit the restaurant to operate with a local liquor license, subject to the following condition:

1. The Special Use shall substantially conform to the Business Plan and Floor Plan submitted by the Petitioner, except as such plans may be changed to conform to the Village of Palatine Codes and Ordinances.

**Mr. Cavanaugh made a motion to approve subject staff's conditions;
Seconded by Ms. Roth-Wurster**

DISCUSSION:

Mr. Cavanaugh states that the petitioner is prepared and ready to offer the additional product. He has no concerns with issuing a liquor license for this location.

Ms. Wood states the previous restaurant operated with a liquor license without any problems and based on the petitioners request it would be a benefit for the restaurant

Ms. Roth-Wurster states this business would benefit with a liquor license and has a bar already in place at the restaurant.

Ms. Wood summarized that this request has met the standards and was unanimously approved by a vote of 6-0. This item will tentatively go to Village Council on March 14, 2022

Consider an Ordinance Increasing the Number of Class D (Restaurant) Liquor Licenses by One for Annie's Restaurant & Pancake House at 154 W. Northwest Highway

BACKGROUND: On this evening's agenda is a request for an Amended Special Use for Annie's Restaurant located at 154 W. Northwest Highway. The Petitioner, Annie Basa, wishes to apply for a Class D (Restaurant) Liquor License for an existing restaurant serving breakfast/lunch from 7 AM - 3 PM and will be including dinner from 4 PM - 11:30 PM. Permitted hours for a Class D Liquor License are Sunday - Thursday 6:00 AM - 12:00 Midnight and Friday-Saturday 6:00 AM - 1:00 AM.

KEY ISSUES:

- Increase Class D (Restaurant) Liquor License by one.

ALTERNATIVES:

1. Approve the Ordinance increasing the number of Class D Liquor Licenses by one.
2. Do not approve the Ordinance increasing the number of Class D Liquor Licenses by one.

RECOMMENDATION: Action is at the discretion of the Committee.

ACTION REQUIRED: Action is at the discretion of the Committee.

ATTACHMENTS:

- ORD Increase Class D, Annie's Restaurant
- Request, Floor Plan, Menu

ORDINANCE NO. _____

**AN ORDINANCE INCREASING THE NUMBER OF CLASS D (RESTAURANT)
LIQUOR LICENSES PURSUANT TO CHAPTER 3, SECTION 3-37 OF THE
VILLAGE OF PALATINE CODE OF ORDINANCES FOR
ANNIE'S RESTAURANT AND PANCAKE HOUSE**

BE IT ORDAINED, by the Mayor and Village Council of the Village of Palatine,
Cook County, Illinois, acting in the exercise of their home rule power:

SECTION 1: That the number of Class D (Restaurant) Liquor Licenses shall be increased by one for Annie's Restaurant and Pancake House located at 154 W. Northwest Highway for a total of 24 Class D Liquor Licenses.

SECTION 2: That all ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 3: That this ordinance shall be in full force and effect from and after its passage and approval as provided by law.

PASSED this _____ day of _____, 2022

AYES: _____ NAYS: _____ ABSENT: _____ PASS: _____

APPROVED by me this _____ day of _____, 2022

Mayor of the Village of Palatine

ATTESTED and FILED in the office of the Village Clerk this

_____ day of _____, 2022

Village Clerk

Attachment: ORD Increase Class D, Annie's Restaurant (154 W. Northwest Hwy. - Increase Class D Liq Annie's Rest.)

January 27, 2022

Ms. Doris Sadik
Village of Palatine
200 E. Wood St.
Palatine, Illinois 60067

Dear Madam,

I am requesting for liquor license for

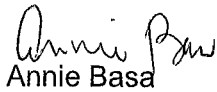
ANNIE'S RESTAURANT AND PANCAKE HOUSE
154 West Northwest Highway
Palatine, Illinois, 60067
Tel. No. 847-499-2555

Annie's Restaurant has a B-Food Service license with the Village and is applying for a liquor license Class D.

If you have any questions, please call me at my cell phone, 773-344-0465.

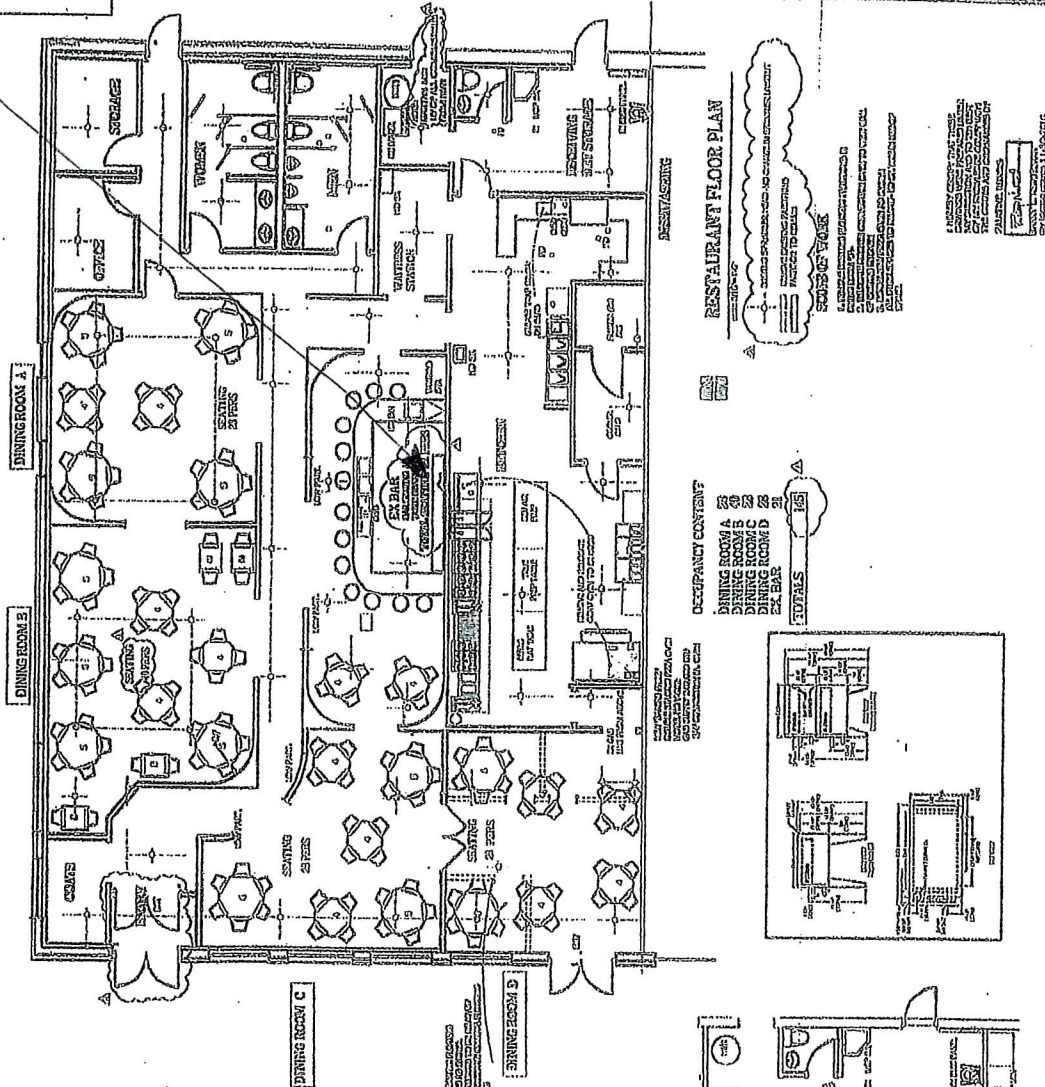
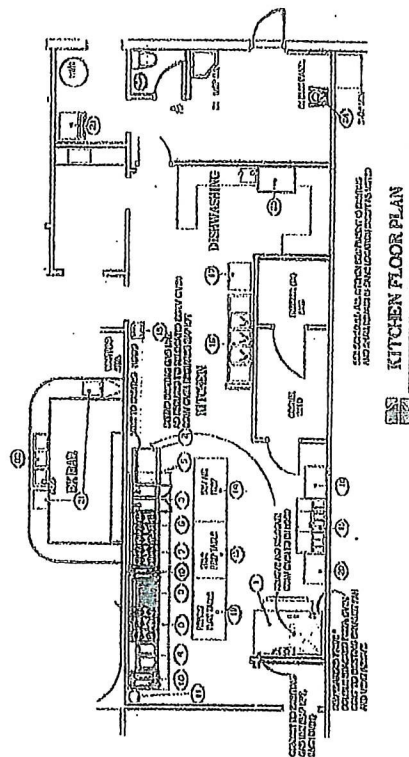
Thank you very much.

Best regards,


Annie Basa

Attachment: Request, Floor Plan, Menu (154 W. Northwest Hwy. - Increase Class D Liq Annie's Rest.)

EQUIPMENT SCHEDULE												
MATERIAL	DESCRIPTION	MTG	ELECTRIC				PLUMBING				REMARKS	
			1	2	3	4	5	6	7	8		
1	WATER CLOSET											
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Annie's

Restaurant

& Pancake House

6.A.2.B.b

Delicious

DINNER

Annie's Nachos	7.95
Steak	12.95
Chicken	10.95
Mozzarella sticks	7.95
Loaded Curly Fries	10.95
Chicken wings	9.95
Jalapeño Cream	7.95
Cheese Poppers	7.95
Onion Rings	7.95
Buffalo Cauliflower Bites	7.95
Garlic Butter Shrimp	7.95



PASTA

Fettucine Aglio Olio	18.25
Shrimp	17.25
Chicken	14.95
Spaghetti with Meatballs	14.95
Creamy Alfredo Pasta	18.25
Shrimp	17.25
Chicken	14.95
Fettucine with Clam Sauce	14.95
Chicken Parmesan	14.95
Pork Marsala	14.95



BURGERS

All burgers will be served with fries and a choice of soup or salad

Cheese Burger	12.95
Avocado Burger	12.95
Bacon Cheese Burger	12.95
Smith Burger	12.95
Blue Cheese Burger	12.95
Palatine Burger	12.95

SIDES

Annie's Mac & Cheese	6.95
Vegetable Medley	5.95
Mashed Potatoes	5.95
Roasted Red Potatoes	5.95
Garlic Fried Rice	5.95
Fries	4.95
Cup of Soup	4.95

BEVERAGES

Bottled Water	2.00
Milkshake	4.25
(Chocolate, Vanilla, Strawberry)	
Juice	2.95
(Orange, Apple, Pineapple, Cranberry)	
Soda	2.95
(Pepsi, Diet Pepsi, Sierra Mist, Brisk Raspberry, Lemonade, Orange Crush)	
Fresh brewed iced tea	2.55

Attachment: Request, Floor Plan, Menu (154 W. Northwest Hwy. - Increase Class D Liq Annie's Rest.)

Annie's Favorites

All entrees will be served with a side of Potato or Rice, Vegetables of the day and a choice of Soup or Salad

Baby Back Ribs

Full 24.95 Half 18.95

Slow cooked ribs with homemade spice rub and smothered with bbq sauce

Annie's Ribeye Steak 23.95

Seared USDA Ribeye steak seasoned to perfection finished with a Truffle Demi glaze sauce

Skirt Steak 24.95

House seasoned skirt steak, grilled to your liking

Hot Roast Beef 15.95



PORK

Pork Chop with Creamy Mustard Sauce 19.95

2pcs Seared boneless pork chop over a house creamy mustard pan sauce

Grilled Pork Chop 19.95

2pcs Grilled boneless pork chop



SEAFOOD

Broiled Salmon 15.95

Salmon Florentine 15.95

Grilled Tilapia with Mango Salsa 14.95

Lightly seasoned grilled Tilapia served with our in house Mango Salsa

Fish & Chips 14.95

Deep fried beer battered Cod served with crispy fries and malt vinegar or tartar sauce

CHICKEN

Baked Chicken with Brown Gravy 15.95

Quartered chicken baked with aromatic spices
Served over creamy brown gravy

Grilled Chicken Kebab 15.95



! WARNING

The Illinois Department of Public Health advises that eating raw or undercooked meat, poultry, eggs or seafood poses a health risk to everyone, but especially to the elderly, young children under age 4, pregnant women, and other highly susceptible individuals with compromised immune systems. Thorough cooking of such animal foods reduces the risk of illness.

Consider an Ordinance Granting Variations for Residential Driveway Width to Permit a Driveway Expansion at 1028 W. Austin Lane

BACKGROUND:

The Petitioner is proposing a driveway extension to construct a circular driveway, which exceeds both the overall maximum driveway width and width at the lot line. Therefore, the Petitioner is requesting:

Variations to permit a residential driveway to be a total of 48 feet in width, instead of the maximum permitted 30 feet and to permit a residential driveway to be 35 feet in width within 5 feet of the lot line, instead of the maximum permitted 25 feet.

KEY ISSUES:

- The Subject Property is a corner lot (approximately 15,000 square feet) in the Whytecliff Subdivision and is zoned R-1A Single Family.
- The Petitioner is proposing to expand the existing driveway to create a circular drive, with an additional curb cut onto Austin Lane. The corner lot has approximately 280 feet of lot frontage along both Austin Lane and Chatham Drive.
- At its widest point, the proposed driveway would be 48 feet wide. Per Code, the maximum allowable total driveway width for a 2-car garage is 30 feet. Additionally, the combined width of the existing and proposed driveway will be 35 feet. The Zoning Ordinance allows a maximum width of 25 feet, within 5 feet of the lot line. The Petitioner indicates that he would like to provide an additional access and parking area and still maintain a driveway for recreational activities for his children. Staff also identified multiple other circular driveways in the area.
- Through the variation review, the Petitioner indicated that he is employed in a family-owned business and confirmed that the driveway expansion will not be utilized for any home occupation staging or commercial vehicle parking. The Petitioner also presented off-site parking for the commercial vehicle and has submitted a Home Occupation Business License application.

ALTERNATIVES:

1. Approve the Variations to permit a circular driveway.
2. Do not approve the Variations to permit a circular driveway.

RECOMMENDATION:

Public Hearing:	ZBA meeting on March 8, 2022
Residents testifying:	None
Vote:	The ZBA voted unanimously to approve the driveway width Variations and Staff concurs with the recommendation.

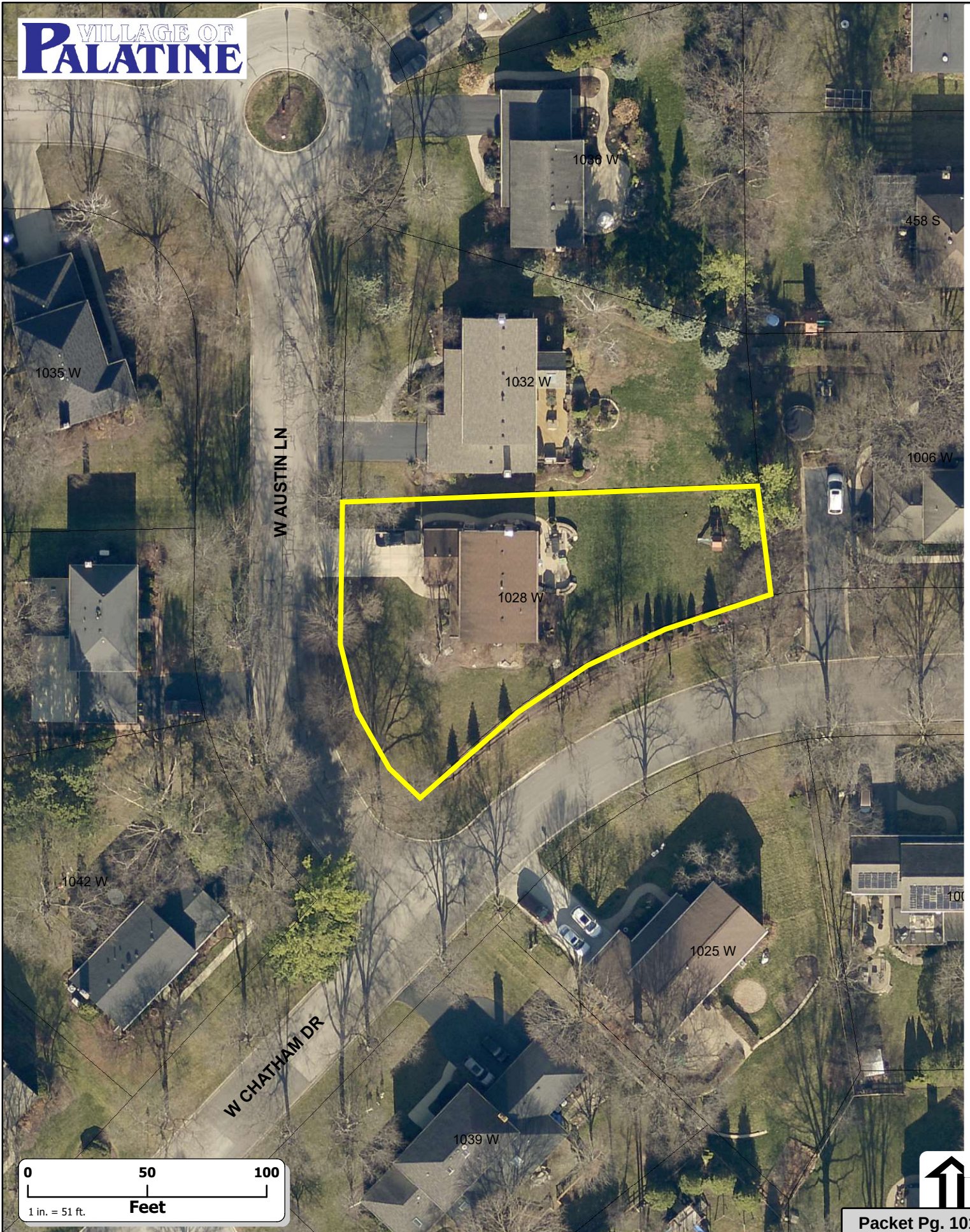
ACTION REQUIRED:

A motion to approve the ordinance granting Variations for driveway width to permit a circular driveway at 1028 W. Austin Lane.

ATTACHMENTS:

- Aerial Map
- ORD VAR 1028 W Austin Ln
- EXHIBIT - Site Plan
- ZBA Materials
- Draft March 8, 2022 ZBA minutes

VILLAGE OF
PALATINE



Attachment: Aerial Map (1028 W. Austin Lane - VAR driveway)

ORDINANCE NO. _____

**AN ORDINANCE GRANTING A VARIATION
1028 W. AUSTIN LANE**

WHEREAS, pursuant to a petition and public hearing on March 8, 2022, of which public notice was given as required by law, the Zoning Board of Appeals of the Village of Palatine, in accordance with the Zoning Ordinance of the Village of Palatine, in such case made and provided, has held such public hearing and reported their findings relative to a request for Variations to permit a residential driveway to be a total of 48 feet in width instead of the maximum permitted 30 feet pursuant to Section 7.04 (i) (4), and to permit a residential driveway to be 35 feet in width within 5 feet of the lot line instead of the maximum permitted 25 feet pursuant to Section 7.04 (i) (3) of the Village of Palatine Zoning Ordinance, legally described property:

Lot 206 in Whytecliff at Palatine, being a subdivision in the northwest quarter of the southeast quarter and the northeast quarter of the southwest quarter of section 21. Township 42 north, range 10, east of the third principal meridian, according to the plat thereof recorded March 17, 1976, as document number 23419863, in Cook County, Illinois.

commonly known as 1028 W. Austin Lane (PIN #02-21-412-002).

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Village Council of the Village of Palatine, Cook County, Illinois, acting in the exercise of their home rule power that:

SECTION 1: Variations to permit a residential driveway to be a total of 48 feet in width instead of the maximum permitted 30 feet pursuant to Section 7.04 (i) (4), and to permit a residential driveway to be 35 feet in width within 5 feet of the lot line

Attachment: ORD VAR 1028 W Austin Ln (1028 W. Austin Lane - VAR driveway)

Ordinance No. _____

instead of the maximum permitted 25 feet pursuant to Section 7.04 (i) (3) of the Village of Palatine Zoning Ordinance, subject to the following condition(s):

1. The Variation shall substantially conform to the Site Plan submitted by the Petitioners, except as such plans may be changed to conform to Village of Palatine Codes and Ordinances
2. Removal of parkway trees is not allowed, without written approval from the Director of Public Works. Any trimming of the trees in the public right-of-way shall be done by a licensed arborist and shall be subject to inspection by the Village Arborist.

SECTION 2: That a copy of the public notice is attached hereto and form a part of this ordinance.

SECTION 3: That this ordinance shall be in full force and effect from and after its passage and approval as provided by law.

PASSED: This _____ day of _____, 2022

AYES:_____ NAYS:_____ ABSENT:_____ PASS:_____

APPROVED by me this _____ day of _____, 2022

Mayor of the Village of Palatine

ATTESTED and FILED in the office of the Village Clerk this
_____ day of _____, 2022

Village Clerk

Attachment: ORD VAR 1028 W Austin Ln (1028 W. Austin Lane - VAR driveway)

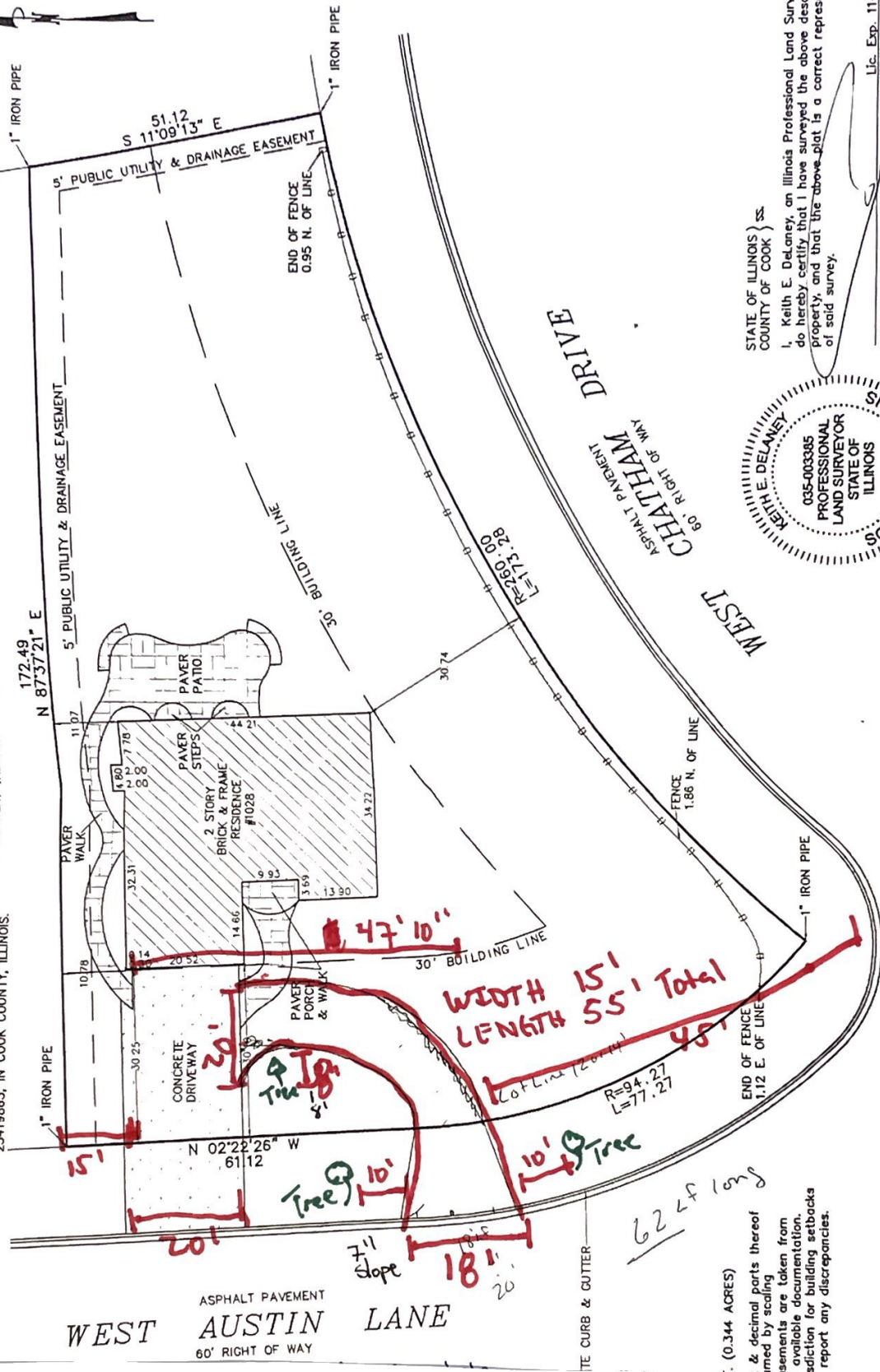
T.K.D. Land Surveyors, Inc.
P.O. BOX 1463, Arlington Heights, IL 60005
Phone: (847) 997-9232

PLAT OF SURVEY

LOT 206 IN WHYTELOFF AT PALATINE, BEING A SUBDIVISION IN THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER AND THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 21, TOWNSHIP 42 NORTH, RANGE 10, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED MARCH 17 1976 AS DOCUMENT NUMBER 23419863, IN COOK COUNTY, ILLINOIS.

New driveway will be a half-circle as drawn on plat in red connecting to the existing driveway. The apron will flare out 1' on each side. The trees are all 8' or more from the work being done and will not be disturbed. They will also have plywood around them for protection as well. Where the new driveway meets the existing driveway will be a 20' span. The width of the new driveway will be 15'.

Corner lot with much space



STATE OF ILLINOIS } ss.
COUNTY OF COOK }
I, Keith E. Delaney, an Illinois Professional Land Surveyor do hereby certify that I have surveyed the above described property, and that the above plat is a correct representation of said survey.



Keith E. Delaney
Illinois P.L.S. #035-003385
Dated: October 22, 2014
Field work completed: October 22, 2014
Professional Design Firm Lic. No. 184.005204
This professional service conforms to the current Illinois minimum standards for a boundary survey.

THIS SURVEY IS VALID ONLY WITH EMBOSSED SEAL

LEGEND
SPUT RAIL FENCE

MEASURED LOT AREA = 15,001 SQ. FT. (0.344 ACRES)

All dimensions shown are given in feet & decimal parts thereof
No angles or distances are to be assumed by scaling
Legal description, building lines and easements are taken from recorded subdivision plat and/or other available documentation.
Refer to title policy, deed or local jurisdiction for building setbacks and easements not shown hereon and report any discrepancies.

Scale: 1"=20'
Job # 14-448
Address: 1028 W. Austin Ln.
Palatine, IL 60067
P.I.N. 02-21-412-002-0000
Ordered by: Sandra R. Simon

**VILLAGE OF PALATINE
Zoning Board of Appeals**

SCHEDULED 03/08/22 07:00 PM

CASE STAFF STATEMENT (ID # 7318)

1028 W. Austin Lane

TO: Palatine Zoning Board of Appeals
Jan Wood, Chair

FROM: Alex Bradshaw

PETITIONER: John Ciesla / John Dzialo (Division 3 Corp - Contractor)

CASE NUMBER: 21-103

ADDRESS: 1028 W. Austin Lane

PROPOSAL:

Variations to permit a driveway extension to exceed the maximum allowable total driveway width and maximum driveway width at the lot line.

<u>LOCATION:</u>	1028 W. Austin Lane District 1 (Millar)	<u>CURRENT ZONING:</u>	R-1A Single Family Residential
-------------------------	--	-------------------------------	-----------------------------------

SURROUNDING CONDITIONS:

<u>North:</u>	R-1A Single Family Residential
<u>South:</u>	R-1A Single Family Residential
<u>East:</u>	R-1A Single Family Residential
<u>West:</u>	R-1A Single Family Residential

BACKGROUND:

The Petitioner is proposing a driveway extension to construct a circular driveway, which exceeds maximum driveway width and maximum driveway width at the lot line. Therefore, the Petitioner is requesting:

Variations to permit a residential driveway to be a total of 48 feet in width instead of the maximum permitted 30 feet, and to permit a residential driveway to be 35 feet in width within 5 feet of the lot line instead of the maximum permitted 25 feet.

SITE ANALYSIS:

- The Subject Property is corner lot located in Whytecliff at Palatine Subdivision. The lot is zoned R-1A Single Family, and is approximately 15,000 square feet in size.

Attachment: ZBA Materials (1028 W. Austin Lane - VAR driveway)

Case Staff Statement (ID # 7318)
Meeting of March 8, 2022

- The Petitioner is proposing to expand the existing driveway to create a circular drive, which results in an additional curb cut on W. Austin Lane.
- At the widest point, the proposed driveway would be 48 feet wide. Per Code, the maximum allowable total driveway width for a 2-car garage is 30 feet. Additionally, the combined width of the existing and proposed driveways, measured at the lot line, will be 35 feet. The Zoning Ordinance allows a maximum width of 25 feet, within 5 feet of the lot line.
- The Petitioner identified four (4) properties in the general neighborhood of the subject property that have **similar circular driveways** (1234 W. Illinois Ave, 1162 W. Illinois Ave, 1158 W. Bedford Dr. & 648 S Peebles Rd). Staff also identified two (2) properties near the subject property that also have circular driveways with widths exceeding the maximum allowed per Code (869 W. Ellis St & 855 W. Dorchester Rd). In each case, the driveways were constructed prior to 2005 and without any special approvals.
- The Petitioner runs a family owned business and confirmed that the driveway expansion will not be utilized for any home occupation staging or commercial vehicle parking. The Petitioner uses off-site parking for the commercial vehicle.
- Both the building coverage and lot coverage are within the allowable percentage per Code.

DEPARTMENTAL REVIEWS:

Community Services	No Issues Identified
Engineering	Any/all tree trimming of the trees in the public R.O.W. shall be done by a licensed arborist and shall be subject to inspection by the Village arborist. Removal of parkway trees is not allowed without written approval from the Director of Public Works.
Environmental Health	N/A
Fire Prevention	N/A
Public Works	N/A
Police	N/A

STANDARDS FOR A VARIATION: Standards for a Variation are found in Section 14.03 D (1) and (2) of the Zoning Code. Specifically, the Petitioners must show that the property in question cannot yield a reasonable return if permitted to be used only under the conditions allowed by the regulations governing the district in which it is located; that the plight of the owner is due to unique circumstances; and that the variation, if granted, will not alter the essential character of the locality. The Petition for Variation is attached, and the Petitioners have attempted to address the required standards.

Attachment: ZBA Materials (1028 W. Austin Lane - VAR driveway)

STAFF RECOMMENDATION:

The Petitioner indicates the need for a circular driveway on the Subject Property will improve access and flow, when entering and leaving the residence. While Staff understands that there are other properties in the area with circular driveways, none went through a Variation process, as they were constructed prior to the adoption of the relevant Zoning Ordinance.

The Petitioner is aware of the commercial vehicle ordinance requirements and has secured off-site parking accommodations for the commercial vehicle. Per the application materials, the driveway extension would not be associated with home occupation staging or commercial parking.

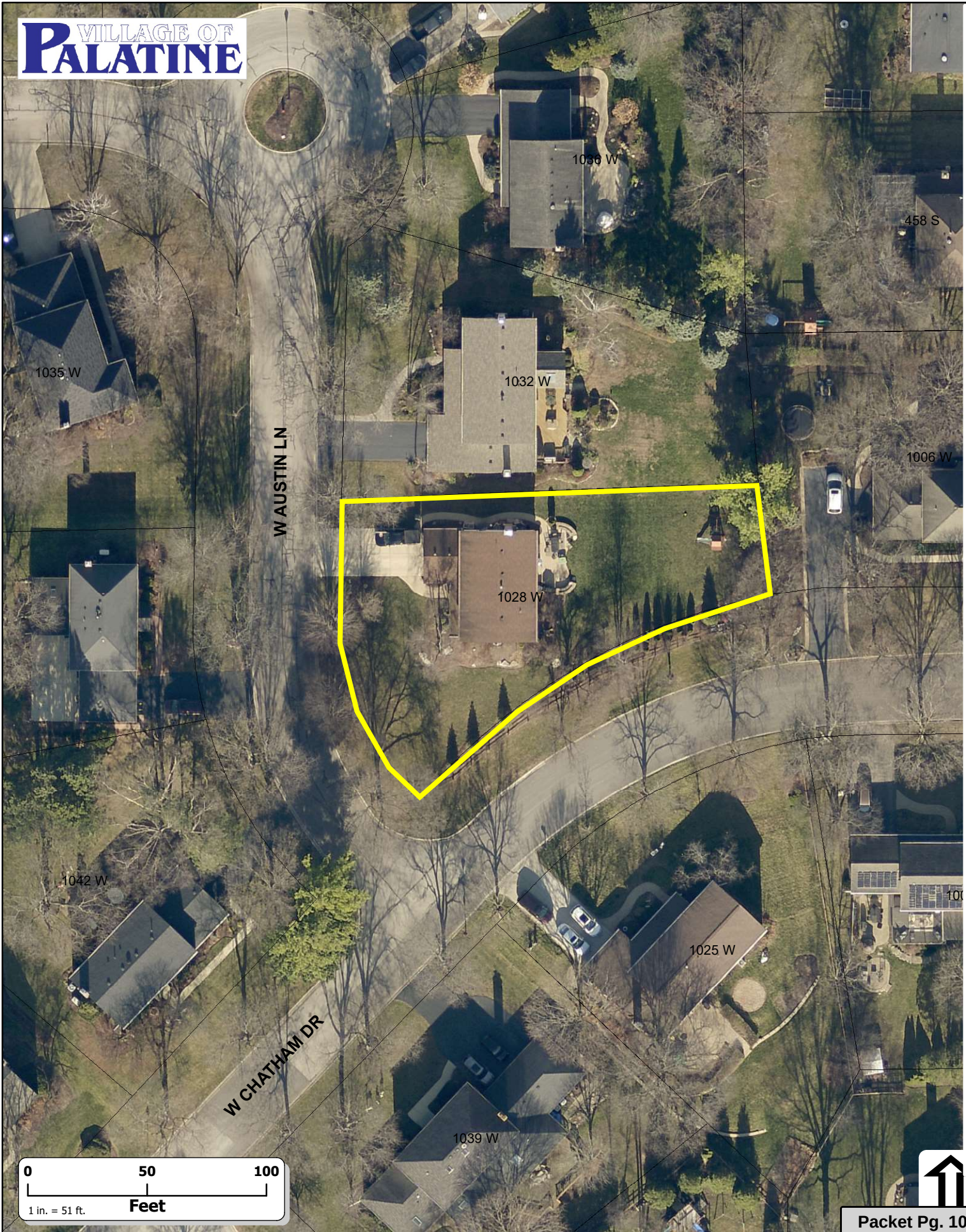
Therefore, Staff recommends approval of the requested Variations, subject to the following conditions:

1. The Variation shall substantially conform to the site plan submitted by the Petitioner, John Ciesla, except as such plans may be changed to conform to the Village's Codes and Ordinances.
2. Removal of parkway trees is not allowed, without written approval from the Director of Public Works. Any trimming of the trees in the public right-of-way shall be done by a licensed arborist and shall be subject to inspection by the Village Arborist.

ATTACHMENTS:

- Aerial Map
- Variation Application
- Site Plan
- Plat of Survey
- Photo of Proposed Driveway Expansion (12/16/2021)
- Public Notice

VILLAGE OF
PALATINE



Attachment: ZBA Materials (1028 W. Austin Lane - VAR driveway)



SPECIAL USE & VARIATION APPLICATION

Department of Planning & Zoning
200 E. Wood Street • Palatine, IL • 60067-5339
Telephone: (847) 359-9047 • Fax (847) 963-6247

Office Use Only	Project Planner	Zoning Case #
	Filing Fee	Notification Deadline
	ZBA Public Hearing Date	Village Council Date

date received

Background Information	PETITIONER(S) John Ciesla		Business Name (if applicable)	
	Subject Property Address 1028 ^W Austin Lane Palatine, IL		1028 W. Austin Lane	
	AUTHORIZED AGENT (if applicable) John Dzialo Division 3 Corp		Business Name (if applicable)	
	Address 2121 N. 15th Ave Melrose Park, IL 60160		City/State/Zip Code	
	Telephone 847-804-8801	Fax	Email jdzialo@division3corp.net	
	Relationship to Petitioner (contractor, architect, etc.) Contractor			
	TYPE OF APPLICATION (check one) ☐ Special Use ☐ Special Use Amendment ☐ Variation Widen Driveway			
	Existing Zoning District		Existing Land Use Front Yard	Proposed Land Use Partial new Driveway
	Generally describe your request: We propose to add a semi-circular driveway that connects to our current concrete driveway to make full circular driveway. This would allow for easier access in and out of our propoerty as we noticed other homes in the area have done this as well. We are on a corner lot and have ample area to make this change			

Attachment: ZBA Materials (1028 W. Austin Lane - VAR driveway)



VARIATION

Required Materials

- ☐ Filing Fee of \$ 240.00
- ☐ Application Form
- ☐ Plat of Survey (must show all current improvements and be sealed by an Illinois certified surveyor)
- ☐ Site Plan & Floor plan (dimension, location, and setbacks of all existing and proposed buildings) – **one 11x17 copy each, electronic version preferred**
- ☐ Real Estate Interest Disclosure Form (see attached)
- ☐ Proof of Ownership or Lease (e.g. Title Insurance Policy, Deed, or Purchase Contract)

Additional Materials (as required by the Village)

- ☐ Elevation Plan (front, side, and rear elevations of a proposed building), and/or Floor Plan (proposed interior layout) – **one 11x17 copy of each plan, electronic versions preferred**
- ☐ Engineering Plans (must indicate existing conditions, topography, storm water management, tree preservation, utility connections, detention calculations, and a cost estimate)
- ☐ Photographs (e.g. ground-level or aerials)
- ☐ Other materials as deemed necessary by the Village

Petitioner Justification

The Petitioner is required to present specific evidence related to each of the following standards to justify the request (paraphrased from Section 14.03 of the Palatine Zoning Ordinance). Answer the items below and attach a separate sheet if necessary. ***If you are applying for a Special Use only, you do not need to answer these items.***

1. That the property cannot yield a reasonable return if used only under the conditions allowed by the regulations governing the zoning district in which it is located

No

2. That the plight of the owner is due to unique circumstances

Property owner sees ease of use as to entering and leaving residence

3. That the variation, if granted, will not alter the essential character of the locality

No

4. In order to supplement the above standards, the Zoning Board of Appeals may also consider the following:

- a. The particular surroundings, shape, or topographical conditions of the property
- b. A unique hardship for the property not generally applicable to other properties in the same zoning district
- c. The request is not based on a desire to make more money out of the property
- d. The petitioner has not created the alleged hardship for the property
- e. The request will not be detrimental to the public welfare or other properties in the neighborhood
- f. The request will not impair the supply of light and air to adjacent properties, substantially increase the danger of fire, endanger the public safety, or substantially diminish or impair neighboring property values

None of the above



Affidavit of No New Improvements

AFFIDAVIT OF NO NEW IMPROVEMENTS

I am the owner of record, of the property with the legal description as stated on the attached plat of survey. I hereby affirm that the survey attached hereto is the survey for said property, and that the attached survey accurately depicts the current conditions with all existing improvements to the property as of the date of this affidavit.

Affiant further states that survey is correct and complete representation of all improvements now located on the premises described in the above referenced title commitment, except for: _____

I fully understand that in the event the attached survey does not accurately depict all existing improvements made to the property as of today's date, the Village of Palatine may elect to reject this plan and the permit for which I am applying shall not be approved (or work in progress pursuant to the permit will be stopped) until an accurate survey has been received and approved by the Village of Palatine.

PROPERTY OWNERS SIGNATURE REQUIRED

CERTIFIED BY:

Property Owner Signature: John Cusla Date: 12.8.21

Property Owner Print Name: John Cusla

Property Address: 1028 W. Austin Ln. Palatine, IL

PIN #: 02-21-412-002-0000

Name of Surveyor: Keith E. Delaney

Date of Survey: 10/22/2014

Survey Order No.: 23419863

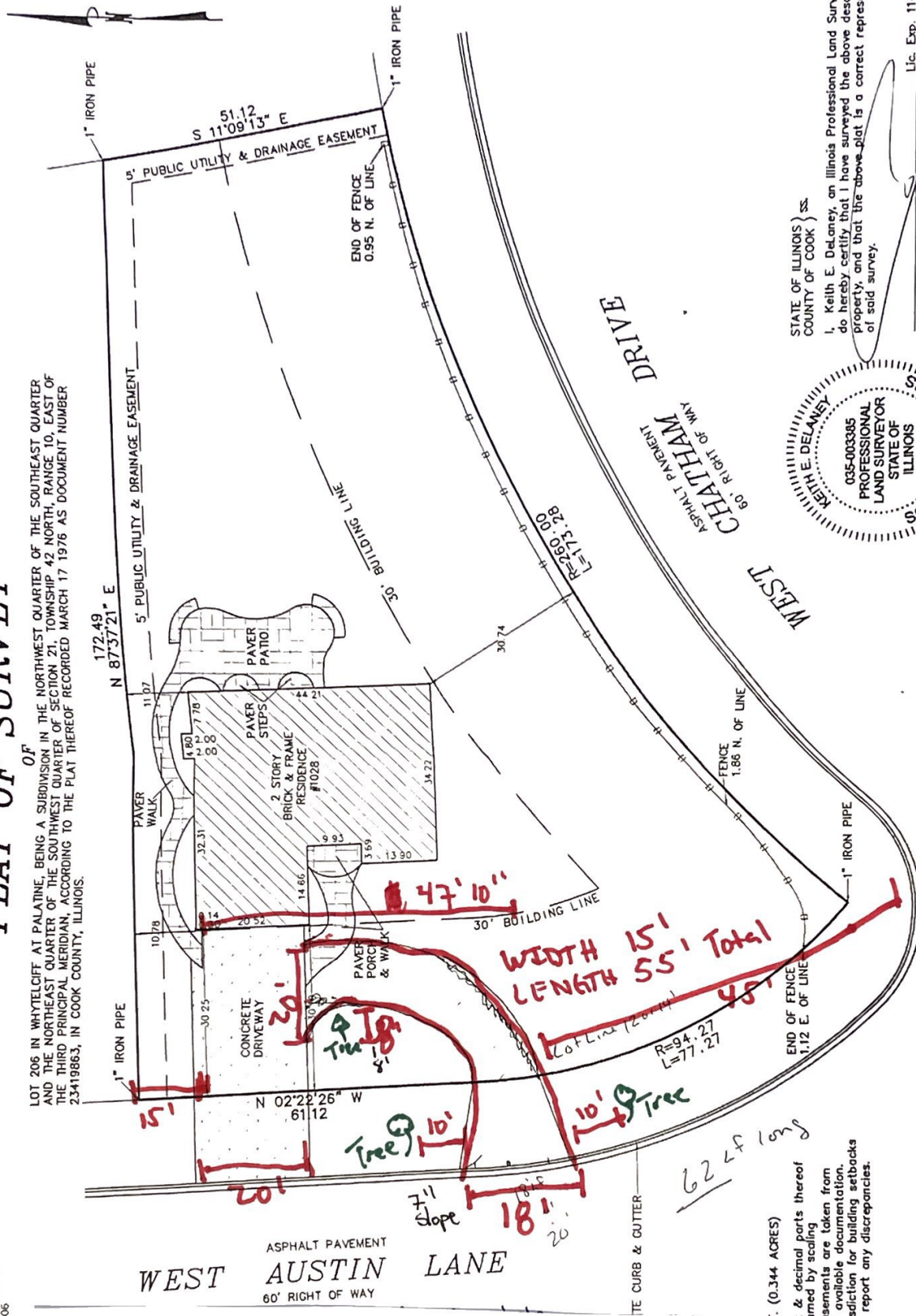
T.K.D. Land Surveyors, Inc.
P.O. BOX 1463, Arlington Heights, IL 60005
Phone: (847) 997-9232

PLAT OF SURVEY

OF
LOT 206 IN WHYTELOFF AT PALATINE, BEING A SUBDIVISION IN THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER AND THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 21, TOWNSHIP 42 NORTH, RANGE 10, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED MARCH 17 1976 AS DOCUMENT NUMBER 23419863, IN COOK COUNTY, ILLINOIS.

New driveway will be a half-circle as drawn on plat in red connecting to the existing driveway. The apron will flare out 1' on each side. The trees are all 8' or more from the work being done and will not be disturbed. They will also have plywood around them for protection as well. Where the new driveway meets the existing driveway will be a 20' span. The width of the new driveway will be 15'.

Corner lot with much space



LEGEND
SPUT RAIL FENCE

MEASURED LOT AREA = 15,001 SQ. FT. (0.344 ACRES)

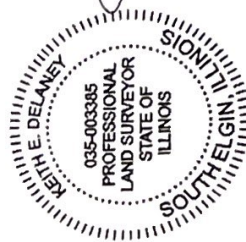
- All dimensions shown are given in feet & decimal parts thereof
- No angles or distances are to be assumed by scaling
- Legal description, building lines and easements are taken from recorded subdivision plat and/or other available documentation. Refer to title policy, deed or local jurisdiction for building setbacks and easements not shown hereon and report any discrepancies.

Scale: 1"=20'
Job # 14-448
Address: 1028 W. Austin Ln.
Palatine, IL 60067
P.I.N. 02-21-412-002-0000
Ordered by: Sandra R. Simon

STATE OF ILLINOIS } ss.
COUNTY OF COOK }

I, Keith E. Delaney, an Illinois Professional Land Surveyor do hereby certify that I have surveyed the above described property, and that the above plat is a correct representation of said survey.

Keith E. Delaney Illinois P.L.S. #035-003385
Dated: October 22, 2014
Field work completed: October 22, 2014
Professional Design Firm Lic. No. 184.005204
This professional service conforms to the current Illinois minimum standards for a boundary survey.



THIS SURVEY IS VALID ONLY WITH EMBOSSED SEAL

Attachment: ZBA Materials (1028 W. Austin Lane - VAR driveway)

6.A.3.d

Attachment: ZBA Materials

Packet Pg. 114



PUBLIC NOTICE
A Public Hearing will be held before the Palatine Zoning Board of Appeals on Tuesday, March 8, 2022 at 7 P.M., in the Village Council Chambers at Palatine Village Hall, 200 E. Wood Street, relative to a request for the following:

Special Use to permit existing restaurant to operate with a local liquor license.

The property is commonly known as 154 W. Northwest Highway (02-15-201-013-0000).

The Petitioner is proposing to include alcohol service at an existing restaurant, Annie's Restaurant & Pancake House.

The above petition has been filed by Annie Basa, Annie's Restaurant & Pancake House, and is available for examination in the office of the Village Clerk, 200 E. Wood Street.

FILE #: 22-03

VILLAGE OF PALATINE
Jan Wood, Chair
Palatine Zoning Board of Appeals

DATED: This 21st day of February, 2022
Published in Daily Herald
February 21, 2022 (4578225)

CERTIFICATE OF PUBLICATION

Paddock Publications, Inc.

Northwest Suburbs Daily Herald

Corporation organized and existing under and by virtue of the laws of the State of Illinois, DOES HEREBY CERTIFY that it is the publisher of the **Northwest Suburbs DAILY HERALD**. That said **Northwest Suburbs DAILY HERALD** is a secular newspaper, published in Arlington Heights and has been circulated daily in the Village(s) of: Arlington Heights, Barrington, Barrington Hills, Bartlett, Buffalo Grove, Deer Park, Des Plaines, Elk Grove, Franklin Park, Glenview, Hanover Park, Hoffman Estates, Inverness, Melrose Park, Morton Grove, Mt Prospect, Niles, Northbrook, Northfield, Northlake, Palatine, Park Ridge, Prospect Heights, River Grove, Rolling Meadows, Rosemont, Schaumburg, Schiller Park, South Barrington, Streamwood, Wheeling, Wilmette

County(ies) of Cook

and State of Illinois, continuously for more than one year prior to the date of the first publication of the notice hereinafter referred to and is in general circulation throughout said Village(s), County(ies) and State.

I further certify that the Northwest Suburbs DAILY HERALD is a newspaper as defined in "an Act to revise the law in relation to notices as amended in 1992 Illinois Compiled Statutes, Chapter 715, Act 5, Section 1 and 5. That a notice of which the annexed printed slip is a copy, was published 02/21/2022 in said Northwest Suburbs DAILY HERALD.

IN WITNESS WHEREOF, the undersigned, the said PADDOCK PUBLICATIONS, Inc., has caused this certificate to be signed by, its authorized agent, at Arlington Heights, Illinois.

PADDOCK PUBLICATIONS, INC.
DAILY HERALD NEWSPAPERS

BY

Danula Baltz

Designee of the Publisher and Officer of the Daily Herald

Control # 4578225

Attachment: ZBA Materials (1028 W. Austin Lane - VAR driveway)

III. PUBLIC HEARING

1. 1028 W. Austin Lane -

1. 1028 W Austin Lane

Notice was published in the Daily Herald on February 21, 2022 and mailed to the owners of the surrounding properties.

Petitioner's Exhibits:

1. Variation Application
2. Site Plan
3. Plat of Survey
4. Public Notice

Sworn in staff: Alex Bradshaw and Ben Vyerberg

Sworn in Petitioner: Mr. John Ciesla, 1028 W Austin Lane

Mr. Ciesla explained his request to expand his driveway as a circular driveway to allow for easy access in and out and additional surface area for parking of cars for his family and guests. It would also provide a safer play area for his children. He states that other properties have this type of driveway.

Mr. Pirog asked if the work has already been started.

Mr. Ciesla replies that it has and explains that the contractor applied and received a permit that was to replace existing driveway only.

Ms. Wood shows pictures of other circle drives in the neighborhood that were submitted by Mr. Ciesla.

Ms. Wood asks if he has discussed the project with neighbors.

Mr. Ciesla responds that he has talked with neighbors and hasn't had any negative feed back.

Ms. Wood asks staff if they are aware of any issues with surrounding neighbors.

Mr. Bradshaw states that they have not received any concerns in regards to this project. He states no concrete has been poured.

Mr. Pirog asks if there has been any problems with rain water.

Mr. Ciesla states that the water flows downward from his property.

Ms. Wood asks if they have any flooding issues.

Mr. Ciesla states they do not.

Ms. Roth-Wurster clarifies that the issue is the width of the driveway and that the wider width is where the circular form of the driveway is formed.

Mr. Ciesla confirms that this is correct.

Ms. Wood discusses the available parking on his property.

Mr. Pirog asks if the Commercial vehicles that are mentioned in the petition are being removed from the property.

Mr. Ciesla states the company van is now being stored off-site and the car with the commercial lettering has had the lettering removed.

Ms. Wood asks for clarifications on the driveway dimensions.

Mr. Vyverberg clarifies the code and the dimensions as it relates to the Village Code.

Ms. Wood asks Staff if any of the circular driveways that were submitted had permits.

Mr. Bradshaw states that, to their knowledge, none of the locations had permits and the first aerial on record was from 2005 and they were existing previous to that year.

Ms. Wood asks if they were confirming.

Mr. Bradshaw states they are existing and non-conforming.

Ms. Wood asks if codes have changed since they were built.

Mr. Vyverberg states they were built to the current regulations and are legal non-conforming.

Mr. Bradshaw explains the width of the driveway at its widest point would be 48' wide and the combined width of the existing and proposed driveways, measured at the lot lines, would be 35 feet. The Zoning ordinance allows a maximum of 25 feet within 5 feet of the lot line. He also provides pictures of circular driveways in the area were that were constructed prior to 2005 and without any special approvals. He states that the commercial vehicles would be stored off site. He explains that both the building coverage and lot coverage are within the allowable percentage per code. Community services had no issues, engineering has no issues and states that the tree trimming within the public right of way will be done by a licensed arborist.

Mr. Pirog recalls a residence on Oak St that requested a similar project and was ultimately denied.

Mr. Vyverberg explains that there were differences in the width of the property line and the lot size. He indicated that the Subject Property has approximately 280 feet of frontage and the other property referenced had a much narrower frontage, at approximately 60 feet. These circumstances of the variations were vastly different.

STAFF RECOMMENDATION:

The Petitioner indicates the need for a circular driveway on the Subject Property will improve access and flow, when entering and leaving the residence. While Staff understands that there are other properties in the area with circular driveways, none went through a Variation process, as they were constructed

prior to the adoption of the relevant Zoning Ordinance.

The Petitioner is aware of the commercial vehicle ordinance requirements and has secured off-site parking accommodations for the commercial vehicle. Per the application materials, the driveway extension would not be associated with home occupation staging or commercial parking.

Therefore, Staff recommends approval of the requested Variations, subject to the following conditions:

1. The Variation shall substantially conform to the site plan submitted by the Petitioner, John Ciesla, except as such plans may be changed to conform to the Village's Codes and Ordinances.
2. Removal of parkway trees is not allowed, without written approval from the Director of Public Works. Any trimming of the trees in the public right-of-way shall be done by a licensed arborist and shall be subject to inspection by the Village Arborist.

**Mr. Pirog made a motion to approve subject staff's conditions;
Seconded by Mr. McGinn.**

DISCUSSION:

Mr. Pirog understands the need for a bigger driveway, the property is large and meets the standards. Has no issues with the request.

Mr. McGinn believes it would not alter the character of the locality.

Ms. Wood confirms that the location is a corner lot and it may give the flair to the site. It is a unique circumstance and would not alter the character of the locality.

Ms. Roth states that it would fit the character of the neighborhood.

Ms. Wood summarized that this request has met the standards and was unanimously approved by a vote of 6-0. This item will tentatively go to Village Council on March 14, 2022

Discussion on Liquor License Classifications

BACKGROUND

As part of the review of the 2022 Annual Budget, there was a discussion about the impact liquor license hours have on our Police staffing and the community. The Village Council requested that staff prepare for a follow-up discussion for 2022. With liquor licenses running from July 1st through June 30th, any changes for the upcoming license year would need to be approved in April so that everything can take effect in July.

The Village Council has the ability to modify the conditions of any liquor license classification at any time with an effective date being a new license year.

DISCUSSION

The Village offers 24 different liquor license classifications. Some may be combined (i.e. package liquor and product sampling) but most are independent licenses.

While all license classifications can potentially have some impact on Village staffing/services, as well as the public health, safety and welfare, the two class “D” licenses were the focus of the discussion and most impact staff.

The current Class D license allows establishments to serve liquor until 12:00 a.m. on weeknight's and 1:00 a.m. on weekends. The Class D-1 license allows for service until 1:00 a.m. on weeknight's and 3:00 a.m. on weekends. There are two establishments that carry an additional LC (Late Close) license that allows for them to operate until 4:00 a.m. 7 nights per week.

In comparison to other communities, Palatine weeknight hours are comparable. It is the weekend hours where Palatine exceeds most other communities, which in part provides challenges for staffing and maintaining a safe environment throughout the Village.

The past two years have resulted in smaller crowds at our late-night establishments, which has allowed Police to manage call volumes; however, we anticipate that this summer will see an increase in patrons and be more representative of the pre-pandemic levels. Within the downtown area, this leads to increased calls for service typically after 1:00 a.m.

Many of our calls are dealing with patrons that are “migrating” from one establishment to another (particularly around the 1:00 a.m. closing time) or patrons that may be coming from surrounding communities where establishments close earlier than Palatine.

To properly be prepared for and respond to calls, there is a separate “migration” of police officers towards the downtown area after midnight and up until 4:00 a.m. when the last establishment closes. This migration of officers serves as preparation for what can be rapidly escalating situations and to maintain a presence to deter inappropriate actions. Unfortunately, this makes response times elsewhere in the community suffer.

While the establishments have been good partners and work cooperatively with the Police Department when concerns arise, staff believes that an adjustment of one hour on Friday and Saturday nights would have a significant impact on safety concerns. If the

1:00 a.m./3:00 a.m. license were to become a 1:00 a.m./2:00 a.m. license, it would not only better fit within our staffing levels in Police, but would also significantly eliminate the “migration” from other communities late at night.

For simplicity, staff is recommending that the Village consolidate the D and D-1 license to just one D license and everyone would carry the same 1:00/2:00 hours. Additionally, the LC license would cease to exist. Fees would be reduced for the current D-1 license holders by approximately \$5,000 and the D holders would get extended hours at no additional cost.

The additional licenses that allow for a 3:00 a.m. close on the weekends (A - Tavern, A1 - Sports Club, H - Banquet) would also be adjusted to 2:00 a.m.

RECOMMENDATION/DIRECTION

Staff recommends:

- Adjustment of the hours for the D-1, A, A-1, and H licenses to 1:00 a.m. weekdays and 2:00 a.m. weekends.
- Adjustment of the current Class D license (12:00 a.m./1:00 a.m.) to a 1:00 a.m./2:00 a.m.
- Elimination of the Class LC Late Close license.

All changes would take effect with the July 2022 renewals.

ATTACHMENTS:

- Liquor Attachment
- Liquor Attachment 2

Hours of Operation by Establishment

4 Classifications Allowing 3:00 a.m. Close on Weekends

Class “A” – Tavern

Wine Cellar
Oak Alley

Class “A-1” – Sport and Recreation

Midtown
American Tier One Hockey
Soccer Enterprise

Class “H” – Banquet Hall

Cotillion Banquets

Class “D-1” – Restaurant with Extended Hours

Alley 64
Lamplighter Inn
P’s & Q’s Cocktail Lounge
Schnell’s Brauhaus
Tacos Y Mariscos La Presa
Tap House Grill
T.J. O’Briens

“LC” Late Close Allowing 4:00 a.m. Close Seven Days

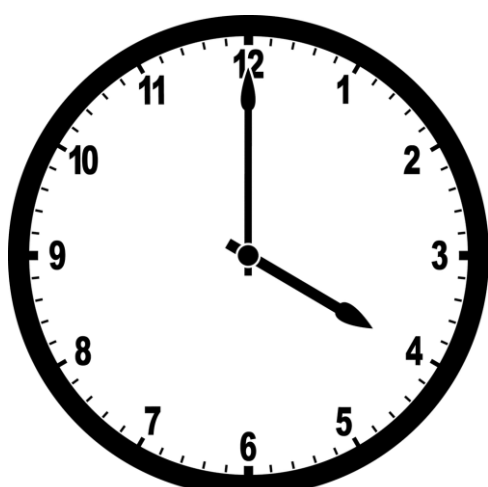
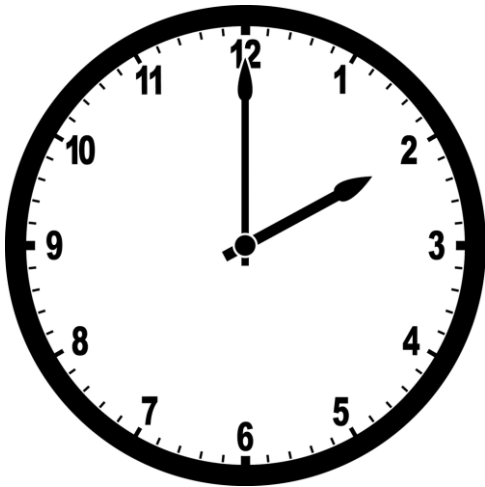
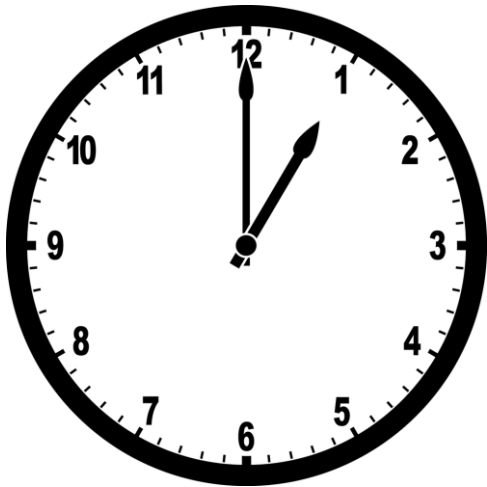
Durty Nellies (not presently operating with LC)
Gators

Hours of Operation by Establishment

Class “D” – Restaurant (12:00 AM/1:00 AM)

Agio	Gianni’s	Mexico Uno
Bendita Cocina	Heng Wing	One Tacos Dos Tequilas
Brandt’s	Hot Pocket’s Sports Bar	Palatine Inn
Chicago Culinary	Islas Veracruz	Restaurant La Presa
Donkey Inn	JL’s Pizza and Sports Bar	Salsa Street
El Rancho Alegre	Los Arcos Taqueria	Tacos Del Norte
Garsillo’s Italian Bar	Madcats	Taqueria Maya

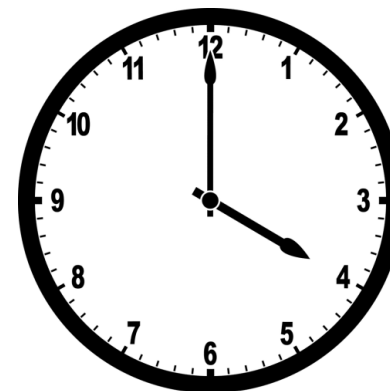
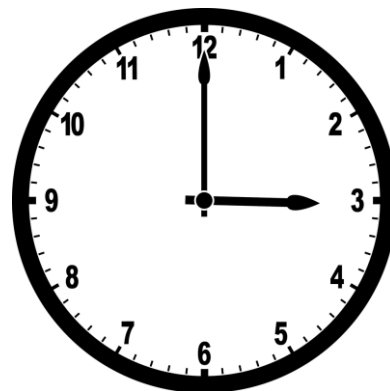
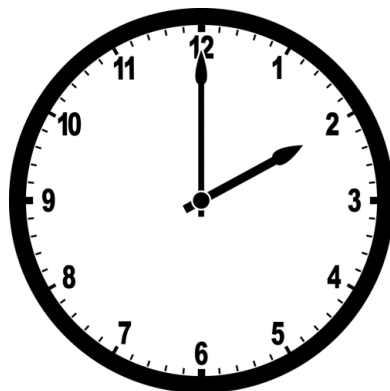
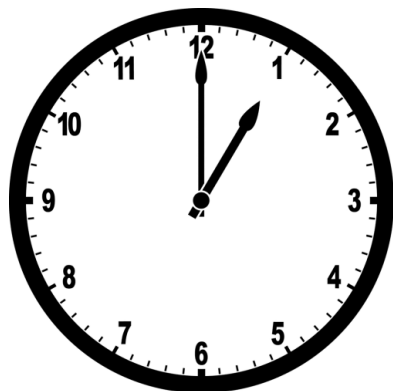
Municipal Liquor License Hour Comparison (Weekday)



1am	2am	4am
Arlington Heights	Lake Zurich	Palatine "LC"
Barrington	Rolling Meadows	
Hoffman Estates	Schaumburg – Woodfield Area	
Mount Prospect		
Schaumburg		
Palatine		

Attachment: Liquor Attachment (Liquor License Classification Discussion)

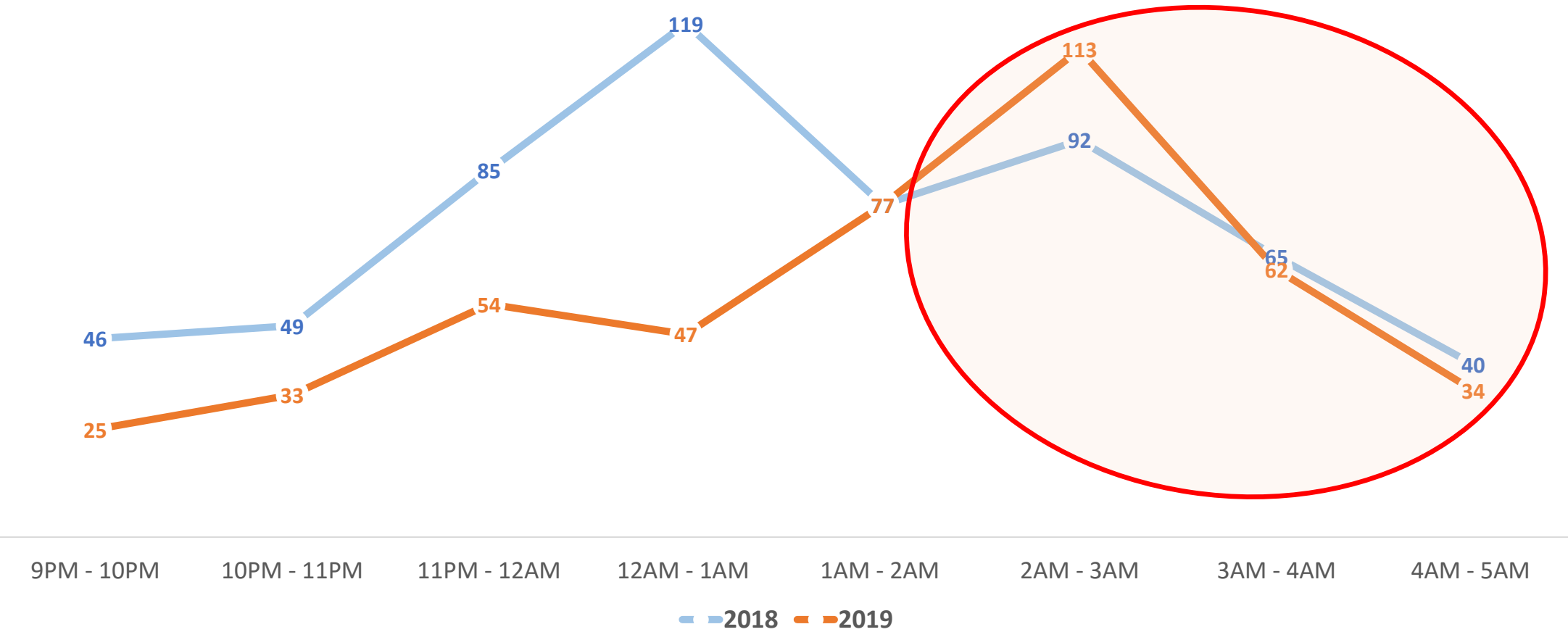
Municipal Liquor License Hour Comparison (Weekend)



1am	2am	3 or 3:30am	4am
Hoffman Estates	Arlington Heights	Rolling Meadows	Palatine "LC"
	Barrington	Palatine	
	Lake Zurich		
	Mount Prospect		
	Schaumburg		

Attachment: Liquor Attachment (Liquor License Classification Discussion)

POLICE INCIDENT BY TIME OF NIGHT



Attachment: Liquor Attachment (Liquor License Classification Discussion)

Staff Recommendation

- Eliminate Late Close License (4:00 AM)
- Eliminate “D-1” License (1:00 AM/3:00 AM)
- Change “D” License Hours
 - Current Hours
 - 12:00 AM Weekdays
 - 1:00 AM Weekends
 - Proposed Hours
 - 1:00 AM Weekdays
 - 2:00 AM Weekends
- Adjust “A”, “A-1” and “H” License to 1:00 AM/2:00AM

Staff Recommendation

- New Fee Schedule
 - Current Fees
 - 12:00/1:00 = \$3,854
 - 1:00/3:00 = \$8,996
 - 4:00 = \$6,095 (in addition to \$8,996)
 - Proposed Fees
 - 1:00/2:00 = \$3,854
- Impact
 - Existing 12:00/1:00 get additional hours
 - Existing 1:00/3:00 lose one hour on weekends but fee drops \$5,142

Discussion on Video Gaming

BACKGROUND

As part of a discussion on changes to liquor license hours, staff has initiated a discussion regarding the impact of video gaming on liquor license establishments.

Three years ago, the Village Council discussed video gaming and it was decided to monitor any changes in neighboring communities and continue to prohibit gaming in Palatine. Concerns were raised at that time about whether gaming cafes could be prohibited.

Since the 2019 discussion, Schaumburg has approved video gaming (as well as reduced their liquor license hours). Additionally, several neighboring towns have developed ordinances that do not allow for gaming cafes to hold licenses. Specifically, cafes are prohibited in Mt. Prospect and Buffalo Grove while Schaumburg has a limit of five (5) licenses. Additionally, the state legislature recently approved a new law that preempts home rule authority and allows fraternal organizations to have video gaming even if prohibited by a municipality. Thus, video gaming can happen in Palatine whether we want it or not. Having an ordinance provides the Village with some level of regulation.

DISCUSSION

As part of the agenda this evening, there is a discussion related to the possible reduction in hours on some liquor license classifications. This reduction is being recommended to help address the ability of the Village to maintain a safe environment throughout the community, particularly on weekends when some liquor license holders are closing and requiring a redeployment of our resources. There is no intention to be punitive, and staff understands the impact that a reduction in liquor license hours could have on an establishment. Thus, in conjunction with the discussion about liquor license hours, staff felt it appropriate to have an updated discussion on the impact of video gaming on the community and the liquor license establishments.

Staff has continued to maintain a dialogue with neighboring communities that have video gaming - including Schaumburg that added gaming since our 2019 discussion. Through our discussions we are not aware of any community that has experienced an increase in police calls or other calls for service as a result of gaming. We don't anticipate any cost increases for the Village nor redirection of resources.

Similar to the discussion in 2019, there are a series of things the Council would need to consider if gaming were to be allowed. Specifically, staff has identified the following (all of which were discussed in 2019):

- Liquor License Classification
- Hours of Operation
- Number of Terminals
- Terminal Location
- Terminal Spacing
- Separation Requirements

- Fee Structure
- Length of Ownership/Operation
- Good Standing with Village
- Video Surveillance
- Advertising/Signage
- Food Service/Cafes
- Duration of Ordinance (Sunset)

Related to the above, staff would suggest the following:

License Classification - Assuming the D and D-1 licenses are consolidated as recommended by staff, the holder of any D license would be eligible for a gaming license.

Hours of Operation - Gaming would be permitted until 1:00 a.m.

Terminals - Up to five (5) terminals per establishment. A minimum four (4) foot opaque wall would surround the gaming area. A floor plan would be required to provide layout. Minimal 5 feet of space per terminal. Terminals cannot be visible from outside the establishment.

Ownership/Good Standing - Establishment must have been in good standing with the Village for one year prior to application and held a Palatine liquor license.

Advertising/Signage - No signage or anything depicting or advertising video gaming allowed on exterior of the establishment or anywhere on the inside that would be visible in any way from the outside.

Food Service/Cafes - Food service would be required. Café's are a policy issue and can be prohibited. Staff would recommend that if the Village does move forward with gaming, the café component would not take place for at least the first two years as we begin this program.

Video Surveillance - Required pursuant to State statute and include it to cover the exterior within 25 feet of entrances, 24 hour recording and recordings available to Police.

Fee Structure - The terminal fee is proposed at \$1,000 per terminal. The Class "VG" Liquor License fee is recommended at \$5,142. In 2019, it was recommended to be \$5,676 which was the price of the Late Close license. The new amount is reduced and reflects the savings in the reduction of the Class D-1 license elimination.

Duration/Sunset - During the discussion three years ago, many establishments discussed how they would use their proceeds to stabilize and reinvest in the business. Additionally, there were concerns as to how the rules would be followed as it relates to signage and the physical structure inside. There remained some concerns that this could generate increased demand for services. To address these comments and commitments, staff recommends that if the Council were to move forward with gaming,

the ordinance be prepared to sunset in two years. If the Council is satisfied with how things have operated, the sunset could be lifted.

RECOMMENDATION AND/OR DIRECTION

This is a policy issue for the Village Council. There have been changes in the surrounding area and the State has changed the playing field as well. If the Council were to move forward with gaming, staff encourages them to consider the sunset provision which helps hold all parties accountable.

ATTACHMENTS:

- Gaming Text Amendment 2022
- Background Gaming Information

CHAPTER 3 – ALCOHOLIC BEVERAGES

Section 3-1. Definitions.

Video Gaming Café means an establishment whose primary or major focus is video gaming and the service of alcohol and food is incidental to the operation of video gaming. The following factors may be considered when determining if the establishment is a Video Gaming Café:

- The layout and design of the establishment
- The preparation and variety of food and beverages offered
- The creation and operation of a full-service commercial kitchen
- The number of video gaming machines relative to the customer seating capacity of the establishment
- The square footage of space devoted to video gaming relative to the amount of space devoted to other activities
- The source of proposed or actual revenue derived from the establishment
- The number of employees at the establishment and their proposed function
- Any other factors as determined as relevant by the Local Liquor Control Commission

Sec. 3-14. Gambling prohibited.

There shall be no card games or gambling allowed on any premises licensed to sell alcoholic liquor unless otherwise exempted by law or through the issuance of a Class VG liquor license from the Commission.

Sec. 3-35. Classification; fees

Licenses shall be and are hereby divided into the following classes:

22. Class “VG” License (Video gaming) shall authorize video gaming on premise. Only those establishments holding a Class D and Class D-1 liquor license may apply for the Class VG license.

Holders of a Class “VG” license may conduct video gaming on premise in accordance with the following conditions:

- a. The establishment must have a video gaming license issued by the Illinois Gaming Board in accordance with the provisions of the Video Gaming Act, 230 ILCS 40/1 et seq, and shall comply with all provisions of the Illinois Video Gaming Act and all rules, regulations and restrictions imposed by the Illinois Gaming Board.
- b. The operation of video gaming terminals shall only be permitted during the hours alcoholic liquor sales are permitted pursuant to the underlying Class D or

Class-D-1 liquor license. However, under no circumstances shall video gaming terminals be operated between the hours of 1:00 a.m. and 6:00 a.m.;

- c. Video gaming shall be located in a separated area that is restricted to persons 21 years of age or older. Applicants shall submit a floor plan for approval by the Village that clearly indicates the proposed location of all video gaming terminals. Said video gaming area shall be separated by a permanent opaque barrier with a minimum height of four (4) feet. The floor plan shall include specific information as to the type of barrier to be utilized to separate the area, provided however, that such barrier shall not obstruct the view of the entrance to the video gaming area which shall be visible to an employee at all times. The entirety of the separated area shall be visible at all times to an employee through live video surveillance. Additionally, a plan shall be approved as part of the application process that demonstrates frequent physical monitoring of the video gaming terminals by an employee in addition to the video surveillance. Notwithstanding the foregoing and to the extent possible, lighting and sounds from the gaming machines shall be contained within the separated area with minimal intrusion to the remainder of the licensed establishment. The video gaming terminals shall not be visible from outside the establishment.
- d. The separated area must provide for a minimum of forty (40) square feet for each authorized video gaming terminal or as otherwise approved on a floor plan.
- e. The total number of video gaming terminals located in the establishment shall not exceed five (5);
- f. No video gaming signage or advertising of any type or size, including, but not limited to, posters, paper signage, fliers, neon signage, banners, video or audio feed, or any other form of advertisement, shall be allowed on the exterior of the licensed establishment or on the inside of such establishment if such signage is visible in any way from the outside in any way, including but not limited to, visibility from any street, alley or public right-of-way within the Village;
- g. Video Gaming is prohibited in any establishment located within 100 feet of any school or place of worship as defined under the Illinois Video Gaming Act 230 ILCS 40/1 et seq.;
- h. The establishment must be in good standing with the Village for no less than one (1) year prior to its application for a License which allows Video Gaming. The one (1) year requirement is satisfied if an otherwise eligible establishment is acquired by a new owner that operates qualified video gaming in other locations in the State of Illinois. To be in “in good standing” the licensee shall:
 - (i) Owe no sums of money to the Village at the time of its application nor have been late in payments to the Village of any sum owed the Village in the previous twelve (12) months prior to date of application;

- (ii) Have held a Village of Palatine liquor license;
- (iii) Been in continuous bona fide operation under that license for no less than twelve (12) months at the time of its application for the License.
- (iv) Have had no legal violations causing a suspension of its liquor or business license in the twelve (12) months prior to its application for the License; and
- (v) Be in compliance with all dram shop and video gaming laws, rules and regulations of the Village of Palatine and the State of Illinois.

The Commission shall have the authority to waive the requirements in subsection (h) (iii) upon a petition by the applicant that demonstrates that the one (1) year requirement is not necessary.

Additionally, holders of a Class “VG” license shall be equipped with video surveillance equipment capable of recording clear continuous video of the separated video gaming area and the outside of the establishment. Video Surveillance shall meet the following standards:

- 1) The video surveillance cameras shall be digital in nature (digital video recorder) and shall be of sufficient number, type, placement and location to view and record all activity in front of and on all sides of each entry and exit way used by patrons of the licensee for a distance of 25 feet from the point of entry or exit of the licensed establishment. Further video surveillance cameras shall be installed to record all activity in the portion of the licensed premise approved for video gaming. Full video coverage of this area shall be provided; and
- 2) The video surveillance cameras shall be sufficiently light sensitive and provide sufficient image resolution (supported by additional lighting if necessary) to produce easily discernible images recorded at all times; and
- 3) The video surveillance cameras shall record at a minimum speed of fifteen frames per second; and
- 4) The video surveillance camera image shall be capable of being viewed through use of appropriate technology, including but not limited to a computer screen or closed circuit television monitor; and
- 5) The video surveillance camera system shall be capable of transferring the recorded images to portable format of media, including but not limited to compact disc, digital video disc or USB thumb drive; and
- 6) The video surveillance cameras shall be maintained in good working condition; and
- 7) The video surveillance cameras shall be in operation and recording continuously, twenty-four (24) hours per day; and

8) The recordings made by video surveillance cameras installed and maintained pursuant to this ordinance shall be indexed by dates and times and preserved for a minimum of thirty (30) days so that they may be made available to the liquor commissioner, the police department and other governmental agencies in furtherance of a criminal investigation or a civil or administrative enforcement investigation, prosecution or hearing. The Licensee shall allow the inspection of the video surveillance equipment and/or all video surveillance content by the Palatine Police Department at any time during regular business hours upon oral or written request and without warrant, subpoena or other legal process. Once Licensee receives a request for inspection or copies of video surveillance, no preserved material shall be deleted without written direction from the Palatine Police Department. Any knowing or intentional violation of this paragraph shall constitute sufficient grounds for the revocation of the establishments liquor license; and

9) The licensee shall post signage, in a conspicuous manner and at appropriate locations, notifying the public that video surveillance cameras are in operation

The annual fee for such License shall be provided in the fee schedule supplement to the Palatine Code of Ordinances. Additionally, any establishment operating pursuant to a Class VG License which allows for and authorizes video gaming must pay an annual fee to the Village in the amount of one thousand five hundred dollars (\$1,500) per video gaming terminal authorized in the establishment.

The Class VG License shall terminate with no further action required of the Village Council at 11:59 p.m. on June 30, 2024.

CHAPTER 11 - LICENSES, PERMITS AND BUSINESS REGULATIONS

ARTICLE II. AMUSEMENT FACILITIES

DIVISION 1. GENERALLY

Sec. 11-32. Coin-operated amusement devices

(A) Definition. A "coin-operated amusement device" shall mean and include any machine which, upon the insertion of a coin, slug, token, plate or disc, may be operated by the public generally for use as a game, entertainment or amusement, whether or not registering a score. It shall include such devices as marble machines, pinball machines, electronic games, skill ball, mechanical grab machines and all similar games, operations or devices however designated; but shall not include any music vending machine, contrivance or device, commonly known as a "juke box," which, upon the insertion of a coin, slug, token, plate, disc or key into any slot or other opening, produces, plays or emits songs, music or other prerecorded entertainment.

(E) Generally. Unless otherwise authorized pursuant to Chapter 3 of the Code of Ordinances, no coin-operated amusement device shall provide a monetary reward for skill in the operation thereof, nor shall gambling of any kind be permitted in connection with any coin-operated amusement device. No coin-

operated amusement device upon which free replays are awarded shall award more than six (6) free replays in total, howsoever accumulated, nor shall any coin-operated amusement device be equipped with a so-called "knock-off button" or other mechanism which releases or cancels free replays.

~~Sec. 11-44. Gambling prohibited.~~

~~It shall be unlawful for any person to gamble, bet or permit any form of gambling or betting in any premises used for a bowling alley, pin or ball alley. (Code 1961, § 11.304)~~

Reserved

CHAPTER 12 – OFFENSES AND MISCELLANEOUS PROVISIONS

ARTICLE I. IN GENERAL

Sec. 12-1. Injury to public property.

It shall be unlawful to injure, deface or interfere with any property belonging to the village without proper authority from the board. (Code 1961, § 8.604)

Cross reference(s)--Vandalism, § 12.241 et seq.

Sec. 12-2. Gambling.

Unless otherwise authorized by the Village, it shall be unlawful to gamble or attend any gambling resort or to make a bet, lottery (other than lawfully approved lotteries) or gambling hazard, to buy or sell any chances or tickets in any gambling game, arrangement or device or use a video gaming terminal.

Unless otherwise authorized and licensed by the Village, it shall be unlawful to possess or expose for public use any video gaming terminal, slot machine, pinball machine or coin-operated device designed for gambling or any other gambling device, punch board or paraphernalia with the intent to use the same for an unlawful purpose; and any such device or paraphernalia kept with such intent may be confiscated by any member of the police department.

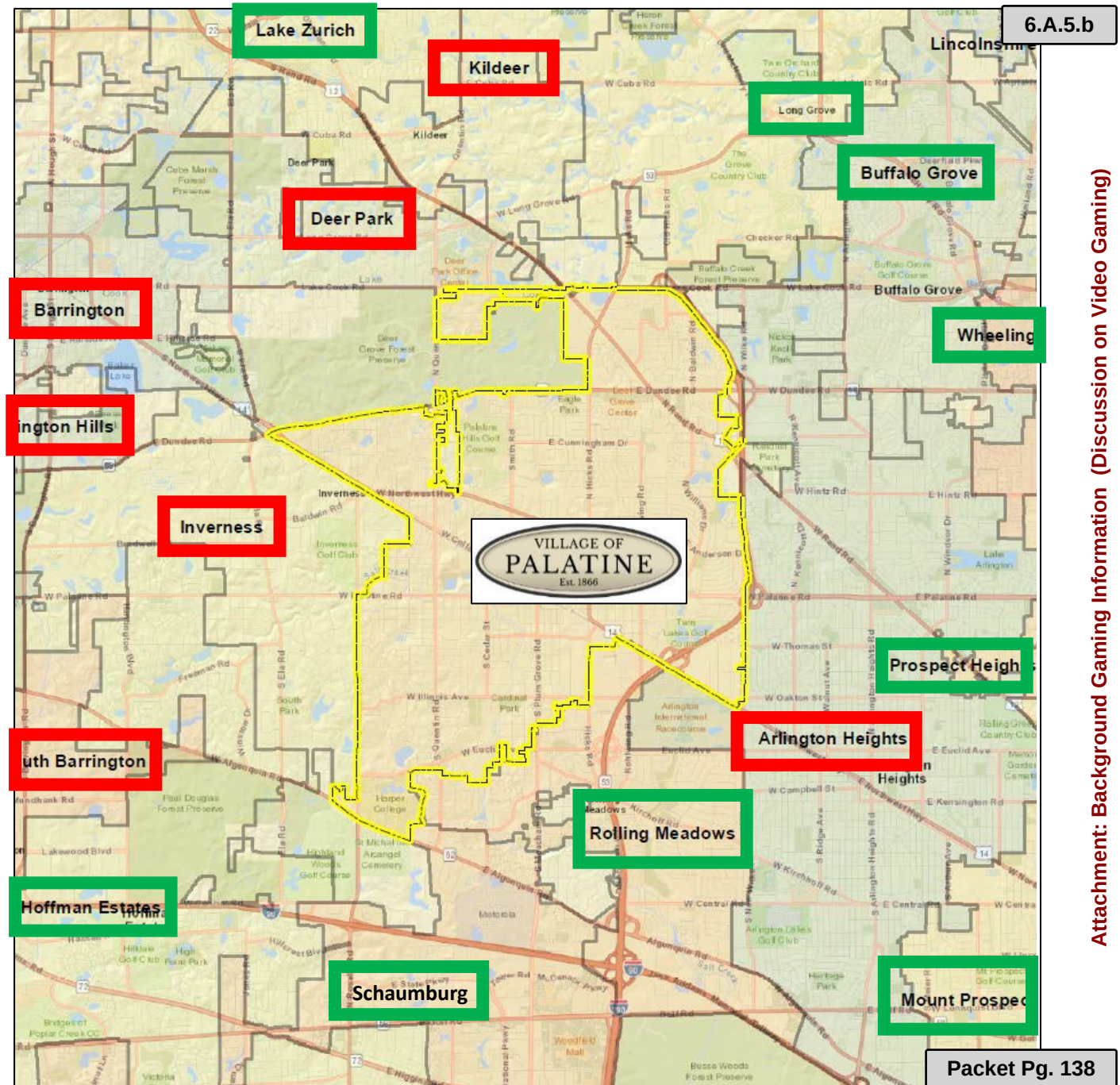
It shall be unlawful to maintain or patronize any establishment maintained for a gambling house or resort anywhere in the village.

It shall be unlawful to advertise any gambling house or resort in any street, alley or other public places within the village. (Code 1961, § 25.001)

***Surrounding Communities that
Allow Video Gaming***

Status of Video Gaming in Surrounding Communities

Community	Video Gaming Permitted	Year Started
Buffalo Grove	Y	2016
Hoffman Estates	Y	2012
Lake Zurich	Y	2014
Long Grove	Y	2014
Mount Prospect	Y	2018
Prospect Heights	Y	2013
Rolling Meadows	Y	2018
Wheeling	Y	2013
Schaumburg	Y	2019
Arlington Heights	N	
Barrington	N	
Barrington Hills	N	
Deer Park	N	
Inverness	N	
Kildeer	N	
Lincolnshire	N	
South Barrington	N	



***VGT Income Summary for
Surrounding Communities
(2012 – 2021)***

Video Gaming Revenue Distribution Report (2012 - 2021)

Municipality	Year	# of Establishments	# of VGT	VGT Income	VGT Income Distribution			
					Establishment Income	VGT Operator Income	State Tax Share	Municipality Tax Share (5%)
Buffalo Grove	2016	4	18	\$ 96,583.05	\$ 33,807.59	\$ 33,807.59	\$ 24,139.91	\$ 4,827.96
	2017	8	36	\$ 884,480.74	\$ 309,567.42	\$ 309,567.42	\$ 221,121.66	\$ 44,224.24
	2018	8	36	\$ 1,750,928.55	\$ 612,823.54	\$ 612,823.54	\$ 437,734.64	\$ 87,546.83
	2019	10	48	\$ 1,857,709.11	\$ 636,572.09	\$ 636,572.09	\$ 491,679.33	\$ 92,885.61
	2020	10	55	\$ 1,066,684.28	\$ 354,135.03	\$ 354,135.03	\$ 305,079.87	\$ 53,334.35
	2021	9	50	\$ 2,082,706.81	\$ 687,292.89	\$ 687,292.89	\$ 603,985.59	\$ 104,135.45
Hoffman Estates	2012	1	5	\$ 74,497.77	\$ 26,074.20	\$ 26,074.20	\$ 18,624.48	\$ 3,724.89
	2013	6	29	\$ 1,119,240.47	\$ 391,734.07	\$ 391,734.07	\$ 279,810.31	\$ 55,962.02
	2014	17	84	\$ 3,289,169.90	\$ 1,151,206.98	\$ 1,151,206.98	\$ 822,296.87	\$ 164,459.07
	2015	20	98	\$ 5,458,992.08	\$ 1,910,643.94	\$ 1,910,643.94	\$ 1,364,753.76	\$ 272,950.44
	2016	21	98	\$ 6,416,008.44	\$ 2,245,599.09	\$ 2,245,599.09	\$ 1,604,008.89	\$ 320,801.37
	2017	21	100	\$ 7,371,431.67	\$ 2,579,997.16	\$ 2,579,997.16	\$ 1,842,864.82	\$ 368,572.53
	2018	25	118	\$ 8,018,358.52	\$ 2,806,421.30	\$ 2,806,421.30	\$ 2,004,596.94	\$ 400,918.98
	2019	29	146	\$ 8,734,874.07	\$ 2,991,338.88	\$ 2,991,338.88	\$ 2,315,451.76	\$ 436,744.55
	2020	28	162	\$ 5,675,265.76	\$ 1,882,627.19	\$ 1,882,627.19	\$ 1,626,247.89	\$ 283,763.49
	2021	27	157	\$ 10,833,011.19	\$ 3,574,891.88	\$ 3,574,891.88	\$ 3,141,576.35	\$ 541,651.09
Lake Zurich	2014	5	22	\$ 199,444.61	\$ 69,805.28	\$ 69,805.28	\$ 49,861.71	\$ 9,972.34
	2015	9	42	\$ 1,461,743.64	\$ 511,609.11	\$ 511,609.11	\$ 365,437.88	\$ 73,087.54
	2016	12	58	\$ 2,666,010.60	\$ 933,101.77	\$ 933,101.77	\$ 666,506.14	\$ 133,300.92
	2017	15	71	\$ 3,679,967.34	\$ 1,287,986.20	\$ 1,287,986.20	\$ 919,996.00	\$ 183,998.94
	2018	15	71	\$ 4,426,064.84	\$ 1,549,119.75	\$ 1,549,119.75	\$ 1,106,521.30	\$ 221,304.04
	2019	15	74	\$ 4,692,446.61	\$ 1,606,733.97	\$ 1,606,733.97	\$ 1,244,355.84	\$ 234,622.83
	2020	16	89	\$ 2,920,544.08	\$ 968,539.04	\$ 968,539.04	\$ 837,438.76	\$ 146,027.24
	2021	16	92	\$ 6,054,707.56	\$ 1,998,052.11	\$ 1,998,052.11	\$ 1,755,867.62	\$ 302,735.72
Long Grove	2014	4	18	\$ 66,091.19	\$ 23,131.75	\$ 23,131.75	\$ 16,523.06	\$ 3,304.63
	2015	4	14	\$ 342,058.52	\$ 119,719.92	\$ 119,719.92	\$ 85,515.66	\$ 17,103.02
	2016	4	14	\$ 463,093.99	\$ 162,082.47	\$ 162,082.47	\$ 115,774.24	\$ 23,154.81
	2017	5	20	\$ 544,795.52	\$ 190,677.84	\$ 190,677.84	\$ 136,199.96	\$ 27,239.88
	2018	5	21	\$ 207,684.19	\$ 19,645.16	\$ 19,645.16	\$ 140,328.28	\$ 28,065.59
	2019	6	27	\$ 468,266.10	\$ 160,588.05	\$ 160,588.05	\$ 123,676.58	\$ 23,413.43
	2020	6	27	\$ 203,152.78	\$ 67,485.00	\$ 67,485.00	\$ 58,025.14	\$ 10,157.64
	2021	4	17	\$ 478,444.44	\$ 157,886.62	\$ 157,886.62	\$ 138,748.94	\$ 23,922.27
Mount Prospect	2018	1	5	\$ 7,787.18	\$ 2,725.50	\$ 2,725.50	\$ 1,946.82	\$ 389.36
	2019	11	51	\$ 1,005,217.25	\$ 341,630.67	\$ 341,630.67	\$ 271,694.92	\$ 50,260.99
	2020	17	83	\$ 1,277,683.34	\$ 423,600.95	\$ 423,600.95	\$ 366,597.16	\$ 63,884.29
	2021	19	89	\$ 3,377,598.62	\$ 1,114,606.71	\$ 1,114,606.71	\$ 979,505.04	\$ 168,880.16
Schaumburg	2020	4	21	\$ 67,834.81	\$ 22,385.51	\$ 22,385.51	\$ 19,672.05	\$ 3,391.75
	2021	11	60	\$ 2,128,749.51	\$ 702,486.62	\$ 702,486.62	\$ 617,338.60	\$ 106,437.67
Rolling Meadows	2018	1	5	\$ 79,235.95	\$ 27,732.51	\$ 27,732.51	\$ 19,809.11	\$ 3,961.82
	2019	7	36	\$ 1,418,530.32	\$ 482,202.86	\$ 482,202.86	\$ 482,202.86	\$ 70,926.65
	2020	9	50	\$ 1,409,488.56	\$ 467,486.75	\$ 467,486.75	\$ 404,039.72	\$ 70,475.35
	2021	8	43	\$ 3,558,792.54	\$ 1,174,401.11	\$ 1,174,401.11	\$ 1,032,051.45	\$ 177,938.88
Wheeling	2013	5	18	\$ 690,160.96	\$ 241,556.29	\$ 241,556.29	\$ 172,540.30	\$ 34,508.08
	2014	10	42	\$ 2,139,194.35	\$ 748,716.76	\$ 748,716.76	\$ 534,800.82	\$ 106,960.01
	2015	11	48	\$ 3,568,740.38	\$ 1,249,057.47	\$ 1,249,057.47	\$ 892,188.04	\$ 178,437.40
	2016	13	52	\$ 4,423,804.06	\$ 1,548,329.76	\$ 1,548,329.76	\$ 1,105,953.93	\$ 221,190.61
	2017	15	64	\$ 4,681,196.35	\$ 1,638,416.17	\$ 1,638,416.17	\$ 1,170,303.60	\$ 234,060.41
	2018	16	69	\$ 4,962,746.42	\$ 1,736,958.73	\$ 1,736,958.73	\$ 1,240,690.93	\$ 248,138.03
	2019	21	94	\$ 5,231,558.78	\$ 1,787,649.17	\$ 1,787,649.17	\$ 1,394,681.90	\$ 261,578.54
	2020	19	100	\$ 3,603,758.99	\$ 1,195,298.76	\$ 1,195,298.76	\$ 1,032,973.35	\$ 180,188.12
	2021	20	107	\$ 7,297,316.23	\$ 2,408,113.39	\$ 2,408,113.39	\$ 2,116,223.41	\$ 364,866.05

***Palatine
Current Liquor License
Holders***

2022 Palatine Liquor Establishment License Holders

Class A – Tavern License

- Oak Alley Saloon/Old Oak Pizza Company
- The Wine Cellar

Class A-1 – Sports and Recreation Facility

- Midtown Athletic Club
- The Penalty Box (Soccer Enterprises)
- American Tier One Hockey

Class C – Club License

- American Legion
- American Ukrainian Youth Association

Class D – Restaurant with Full Alcohol (12:00 a.m. weekday/1:00 a.m. weekend)

- Agio
- Bendita Cocina
- Brandt's
- Chicago Culinary
- Donkey Inn
- El Rancho Alegre
- Garsillo's Italian Bar
- Gianni's
- Heng Weng
- Hot Pocket's Sports Bar
- Islas Veracruz
- J.L.'s Pizza and Pub
- Los Arcos
- Madcats
- Mexico Uno
- One Tacos Dos Tequilas
- Palatine Hills
- Palatine Inn
- Restaurant La Presa
- Salsa Street
- Tacos Del Norte
- Taquiria Maya
- Twin Lakes Grill

Class D-1 – Restaurant with Full Alcohol (1:00 a.m. weekday/3:00 weekend)

- Alley 64
- Dirty Nellies (also has Late Close License)
- Gator's Pub and Grill (also has Late Close License)
- Lamplighter Inn
- P's and Q's Cocktail Lounge
- Schnell's Brauhaus
- Tacos Y Mariscos La Presa
- Tap House Grill
- T.J. O'Brien's

Class F – Park District

- Palatine Park District
- Salt Creek Park District

Class G – Beer and Wine Only

- Asahi Japanese Restaurant
- Chiggy's Gyros
- J.J. Twig's
- Mariano's Fresh Market
- Pink's Shrimp
- Sunrise Ramen & Sushi
- Sushi Para
- Taco Shop

Class H – Banquet Hall

- Cotillion Banquets

Class M – Institutional Conference Center

- Harper College

Class N – Microbrewery

- Emmett's Chophouse

Consider a Motion to Award a Contract for the 2022 Sewer Rehabilitation Program

BACKGROUND:

Since the mid-1990s, the Village has conducted a sliplining program designed to eliminate excess infiltration/inflow (I/I), eliminate root intrusion into the sanitary sewers, and eliminate sewer blockages. This effort has been centered in those neighborhoods where sewers are located along the rear lot lines, where defects have been found, areas at risk for sanitary sewer surcharging, or areas tributary to lift stations.

Based upon budget appropriations, this year's program calls for the sliplining of approximately 3,115 feet of sanitary sewer and 1,050 feet of storm sewer.

KEY ISSUES:

- On Tuesday, March 1, 2022, three bids were received and opened, ranging from a high of \$258,815 to a low of \$198,264.50.
- The low responsive and responsible bidder was Hoerr Construction, Incorporated of Goodfield, Illinois in the amount of \$198,264.50.
- This contractor performed similar, satisfactory work during 2019's program.
- The Engineer's estimate was \$205,317.50.

ALTERNATIVES:

1. Award the contract for the 2022 Sewer Rehabilitation Program, Cured in Place Piping (CIPP), to Hoerr Construction.
2. Refer back to Staff with comments.

RECOMMENDATION:

Staff recommends that the contract for the 2022 Sewer Rehabilitation Program (CIPP) be awarded to Hoerr Construction in the amount of \$198,264.50.

BUDGET IMPACT:

Funding in the amount of \$210,000 is available in the Capital Improvement Program to accommodate this proposed sanitary and storm sewer sliplining.

ACTION REQUIRED:

Motion to award the contract for the 2022 Sewer Rehabilitation Program (CIPP) to Hoerr Construction, Incorporated of Goodfield, Illinois in the amount of \$198,264.50.

ATTACHMENTS:

- Bid Tabulation
- 2022 Location Map

BID OPENING

DATE: March 1, 2022

TIME: 11:00 AM

PLACE: Community Room A

FOR

2022 Sewer Rehabilitation - CIPP

DPW - 2201

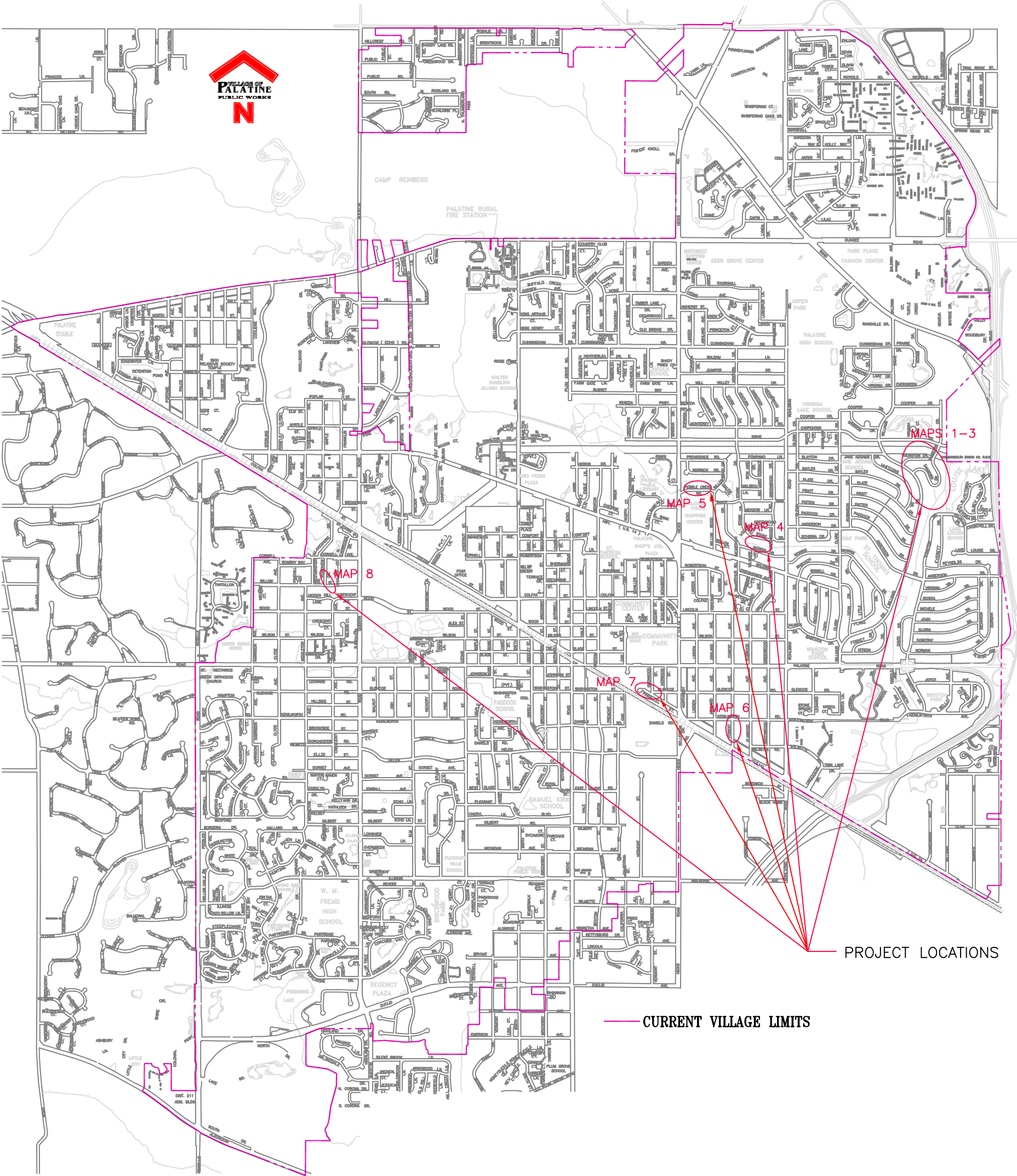
SHEET 1 OF 1

COMPUTED BY MG

[illegible]

Attachment: Bid Tabulation (2022 Sewer Rehabilitation Program)

2022 SEWER REHABILITATION PROGRAM



Attachment: 2022 Location Map (2022 Sewer Rehabilitation Program)

2022 SEWER REHABILITATION PROGRAM – CIPP		
DATE: NONE	APPROVED BY:	DRAWN BY: MAC
DATE: JAN. 2022	REVISION:	
PROJECT LOCATION MAP		
DRAWING NUMBER:		

Consider a Motion Authorizing the Village Manager to Execute a Proposal for Design Engineering Services for 2022 Algonquin Road Water Main Extension Project

BACKGROUND:

A location for water main extension was identified and recommended in the 2022 Adopted Budget. This extension would add an additional water supply source, improve system reliability, provide access to Village water in certain areas, improve water quality, and create more uniform system pressures associated with a planned elevated water tank improvement in the area.

KEY ISSUES:

- Algonquin Road at Roselle Road is the location of the planned new water main. Designing and constructing this facility is recommended in the 2022 Capital Improvement Plan.
- Engineering services are recommended to prepare for the installation of a water main extension and would include site surveying, Illinois Environmental Protection Agency permitting, development of plans, and preparation of specifications for bidding purposes.
- A qualification based selection process was followed. Baxter & Woodman is recommended based on their expertise with the Village's water system from their preparation of our Master Water Study as well as their involvement in recent system improvements in the area including the emergency interconnection with the Village of Hoffman Estates.

ALTERNATIVES:

1. Authorize the Village Manager to execute the proposal from Baxter & Woodman.
2. Refer back to Staff with comments.

RECOMMENDATION:

Staff recommends authorizing the Village Manager to execute the proposal from Baxter & Woodman for design engineering services for the Algonquin Road Water Main Extension Project in the not-to-exceed amount of \$98,665.

BUDGET IMPACT:

Funds in the amount of \$1,000,000 have been appropriated in the 2022 Capital Improvement Program to accommodate the proposed design engineering and construction.

ACTION REQUIRED:

Motion to authorize the Village Manager to execute the proposal from Baxter & Woodman, Incorporated of Crystal Lake, Illinois for design engineering services for the Algonquin Road Water Main Extension Project in the not-to-exceed amount of \$98,665.

ATTACHMENTS:

- Baxter & Woodman Design Engineering Agreement

VILLAGE OF PALATINE, ILLINOIS
SOUTHWEST WATER SYSTEM IMPROVEMENTS
DESIGN ENGINEERING SERVICES AGREEMENT

THIS IS AN AGREEMENT effective as of _____, _____ (“Effective Date”) between Village of Palatine, Illinois (“Owner”) and Baxter & Woodman, Inc. (“Engineer”).

Owner’s Project, of which the Engineer’s services under this Agreement are a part, is generally identified in Exhibit A (“Project”), attached hereto and incorporated herein by this reference.

Owner and Engineer in consideration of their mutual covenants set forth herein agree as follows:

1. **SERVICES OF ENGINEER**

- 1.1 Engineer shall provide, or cause to be provided, if part of its scope, the services set forth herein and in Exhibit B, attached hereto and incorporated herein by this reference.

2. **OWNER’S RESPONSIBILITIES**

- 2.1 Provide the Engineer with all criteria and full information as to the Owner’s requirements for the Project, including design objectives and constraints, space, capacity and performance requirements, and any budgetary limitations; and furnish copies of all design and construction standards which Owner will require to be included in the Drawings and Specifications, and furnish copies of Owner’s standard forms, conditions, and related documents for Engineer to include in the Bidding Documents, when applicable.
- 2.2 Furnish the Engineer all available information pertinent to the Project including reports and data relative to previous designs, existing conditions, or investigations at or adjacent to the Site.
- 2.3 Furnish or otherwise make available additional project related information and data as is reasonably required to enable Engineer to complete the Project.
- 2.4 Owner warrants that all known hazardous materials on or beneath the site have been identified to the Engineer. The Engineer shall have no responsibility for the discovery, presence, handling, removal or disposal of, or exposure of persons to, unidentified or undisclosed hazardous materials. The Engineer shall not be required by the Owner to provide certifications that soils, including soil mixed with other clean construction or demolition debris, are or are not contaminated unless this service is set forth in Exhibit B.
- 2.5 The Engineer will rely, without liability, upon the accuracy and completeness of all information furnished by the Owner, including its consultants, contractors, specialty

contractors, manufacturers, suppliers, and publishers of technical standards pursuant to this Agreement without independently verifying the information.

- 2.6 The Engineer may reasonably rely on the express and implied representations made by contractors, manufacturers, suppliers, and installers of equipment, materials, and products required by the construction documents as being suitable fit for their intended purposes and compliant with the construction documents and applicable project requirements.
- 2.7 Arrange for safe access to and make all provisions for Engineer to enter upon public and private property as required for Engineer to perform services under this Agreement.

3. **SCHEDULE FOR RENDERING SERVICES**

- 3.1 Engineer is authorized to begin services as of the Effective Date.
- 3.2 Engineer shall complete its obligations within a reasonable time. Specific periods of time for rendering services are set forth or specific dates by which services are to be completed are provided in Exhibit B, and are hereby agreed to be reasonable.
- 3.3 If Owner authorizes changes in the scope, extent, or character of the Project, then the time for completion of Engineer's services, and the rates and amounts of Engineer's compensation shall be adjusted equitably.
- 3.4 If the Engineer is hindered, delayed or prevented from performing under the Agreement as a result of any act or neglect of the Owner (or those for whom the Owner is responsible) or force majeure, the time for completion of the Engineer's work shall be extended by the period of the resulting delay and the rates and amounts of Engineer's compensation shall be adjusted equitably. Force majeure includes, but is not limited to acts of God, wars, terrorism, strikes, labor walkouts, fires, natural disasters, or requirements of governmental agencies.

4. **COMPENSATION, INVOICES AND PAYMENTS**

- 4.1 The Owner shall pay the Engineer for Design Engineering Services performed or furnished under Exhibit B, Sections 1 through 5 based upon the Engineer's standard hourly billing rates for actual work time performed plus reimbursement of out-of-pocket expenses including travel, which will not exceed \$98,665.00, Engineer's Project No. 211707.40. The Engineer may adjust the hourly billing rate and out-of-pocket expenses on or about January 1 of each subsequent year and will send the new schedule to the Owner.
- 4.2 The Engineer may submit requests for periodic progress payments for services rendered. Payments shall be due and owing by the Owner in accordance with the terms and provisions of the Local Government Prompt Payment Act, Illinois Compiled Statutes, Ch.50,

Sec. 505, et. Seq.; and if Owner fails to comply, the Engineer may, after giving seven (7) days written notice to the Owner, suspend services under this Agreement until the Engineer has been paid in full all amounts due for services, expenses, and late payment charges as provided in such Act.

- 4.3 The Owner may, at any time, by written order, make changes to the scope of this Agreement, which changes shall not become effective unless and until Engineer issues its written acceptance of same. If such changes cause an increase or decrease in the Engineer's fee or time required for performance of any services under this Agreement, an equitable adjustment shall be made and this Agreement shall be modified. No service for which added compensation is to be charged will be provided without first obtaining written authorization from the Owner. The parties further agree that if elements of the scope are reduced or eliminated by the Owner, then the Owner agrees to waive, forgive, release, and hold harmless the Engineer from all claims, causes of action, and damages arising from those reduced and/or eliminated services. The Engineer shall not be responsible for the changes made to the project documents by the Owner, contractor, or others without the Engineer's prior review and written approval.

5. **OPINION OF PROBABLE CONSTRUCTION COSTS**

- 5.1 The Engineer's opinion of probable construction costs, if included in its scope of services, represents its reasonable judgment as a professional engineer. The Owner acknowledges that the Engineer has no control over construction costs or contractor's methods of determining prices, or over competitive bidding, or market conditions. The Engineer cannot and does not warranty or guarantee that proposals, bids, or actual construction costs will not vary from the Engineer's opinion of probable cost. Engineer shall not be responsible for any cost variance.

6. **ENGINEER'S PERFORMANCE**

- 6.1 The standard of care for all professional engineering and related services performed or furnished by the Engineer under this Agreement will be the care and skill ordinarily used by members of Engineer's profession practicing under similar circumstances at the same time and in the same locality on similar projects. Engineer makes no warranties, express or implied, under this Agreement or otherwise, in connection with Engineer's services.
- 6.2 Engineer shall be responsible for the technical accuracy of its services and its instruments of service resulting therefrom, and Owner shall not be responsible for discovering deficiencies, if any, in them. Engineer shall correct known deficiencies in its instruments of service without additional compensation except to the extent such action is directly attributable to deficiencies, errors or omissions in Owner-furnished information.

- 6.3 The Engineer will use reasonable care to comply with applicable laws, regulations, and Owner-mandated standards as of this Agreement's Effective Date. Changes to these requirements after the Effective Date of this Agreement may be the basis for modifications to Owner's responsibilities or to Engineer's scope of services, times of performance, or compensation, which shall be adjusted equitably.
- 6.4 Engineer may employ such sub-consultants as Engineer deems necessary to assist in the performance or furnishing of the services, subject to reasonable, timely, and substantive written objections by the Owner.
- 6.5 Engineer shall not supervise, direct, control, or have charge or authority over any contractor's work, nor shall the Engineer have authority over or be responsible for the means, methods, techniques, sequences, or procedures of construction selected or used by any contractor, or the safety precautions and programs incident thereto, for security or safety at the site, nor for any failure of any contractor to comply with laws and regulations applicable to such contractor's furnishing and performing of its work.
- 6.6 Engineer neither guarantees the performance of any contractor nor assumes responsibility for any contractor's failure to furnish and perform the work in accordance with the contract documents, which contractor is solely responsible for its errors, omissions, and failure to carry out the work.
- 6.7 Engineer shall not provide or have any responsibility for surety bonding or insurance-related advice, recommendations, counseling, or research, or enforcement of construction or surety bonding requirements.
- 6.8 Engineer is not acting as a municipal advisor as defined by the Dodd-Frank Act. Engineer shall not provide advice or have any responsibility for municipal financial products or securities.
- 6.9 Engineer shall not be responsible for the acts of omissions of any contractor, subcontractor, or supplier, or of any of their agents or employees or any other person, (except Engineer's own agents, employees, and consultants) at the site or otherwise furnishing or performing any work; or for any decision made regarding the contract documents, or any application, interpretation, or clarification, of the contract documents, other than those made by the Engineer.
- 6.10 Shop drawing and submittal review by Engineer shall apply only to the items in the submissions and only for the purpose of assessing, if upon installation or incorporation in the Project, they are generally consistent with the construction documents. Owner agrees that the contractor is solely responsible for the submissions (regardless of the format in which provided, i.e. hard copy or electronic transmission) and for compliance with the contract documents. Owner further agrees that the Engineer's review and action in relation

to these submissions shall not constitute the provision of means, methods, techniques, sequencing or procedures of construction or extend to safety programs of precautions. Engineer's consideration of a component does not constitute acceptance of the assembled item.

- 6.11 Engineer's site observation shall be at the times agreed upon in the Exhibit B. Through standard, reasonable means, Engineer will become generally familiar with observable completed work. If Engineer observes completed work that is inconsistent with the construction documents, that information shall be communicated to the contractor and Owner to address.

7. **INSURANCE**

- 7.1 For the duration of the Project, the Engineer shall procure and maintain the following insurance coverage and Certificates of Insurance will be provided the Owner upon written request. The insurance required shall provide coverage for not less than the following amounts, or greater where required by law:

(1)	Worker's Compensation	Statutory Limits
(2)	General Liability	
	Per Claim/Aggregate	\$1,000,000/\$2,000,000
(3)	Automobile Liability	
	Combined Single Limit	\$1,000,000
(4)	Excess Umbrella Liability	
	Per Claim/ Aggregate	\$5,000,000/\$5,000,000
(5)	Professional Liability	
	Per Claim and Aggregate	\$5,000,000/\$5,000,000

- 7.2 Notwithstanding any other provisions of this Agreement, and to the fullest extent permitted by law, the total liability, of the Engineer and their officers, directors, employees, agents, or consultants to anyone claiming by, through or under Owner for any claims, losses, costs, or damages arising out of, resulting from, of in any way related to the Project or the Agreement for any claim or cause of action, including but not limited to the negligence, professional errors or omissions strict liability, breach of contract, indemnity, subrogation or warranty (express or implied), hereafter referred to as the "Claims", shall not exceed the total remaining insurance proceeds available under the terms and conditions of Engineer's responding insurance policy.

8. **INDEMNIFICATION AND MUTUAL WAIVER**

- 8.1 To the fullest extent permitted by law, Engineer shall indemnify and hold harmless the Owner and its officers and employees from claims, costs, losses, and damages arising out of or relating to the Project, provided that such claims, costs, losses, or damages are attributable to bodily injury, sickness, disease, or death, or to injury to or destruction of tangible property, including the loss of use resulting therefrom, but only to the extent caused by the Engineer's negligent acts or omissions.
- 8.2 Owner shall indemnify and hold harmless the Engineer and its officers, directors, employees, agents and consultants from and against all claims, costs, losses, and damages (including but not limited to all fees and charges of engineers, architects, attorneys, and other professionals, and all court, arbitration, or other dispute resolution costs) arising out of or relating to the Project provided that any such claims, costs, losses, or damages are attributable to bodily injury, sickness, disease, or death of, or destruction of tangible property, including the loss of use resulting therefrom, but only to the extent caused by the negligent acts or omissions of Owner or its officers, directors, employees, consultants, agents, or others retained by or under contract to the Owner with respect to this Agreement and/or to the Project.
- 8.3 To the fullest extent permitted by law, Owner and Engineer waive against each other, and the other's employees, officers, directors, insurers, and consultants, any and all claims for or entitlement to special, incidental, indirect, exemplary, or consequential damages arising out of, resulting from, or in any way related to the Project or Engineer's services.
- 8.4 In the event claims, losses, damages or expenses are caused by the joint or concurrent fault of the Engineer and Owner, they shall be borne by each party in proportion to their respective fault, as determined by a mediator or court of competent jurisdiction.
- 8.5 The Owner acknowledges that the Engineer is a business corporation and not a professional service corporation, and further acknowledges, accepts, and agrees that the Engineer's officers, directors, and employees shall not be subject to any personal liability for services provided under this Agreement.

9. **TERMINATION**

- 9.1 This Agreement may be terminated, in whole or in part, by either party if the other party fails to fulfill its obligations under this Agreement through no fault of the terminating party. The Owner may terminate this Agreement, in whole or in part, for its convenience. However, no such termination will be effective unless the terminating party gives the other party (1) not less than ten (10) business day's written notice by certified mail of intent to terminate, and (2) an opportunity for a meeting with the terminating party to resolve the dispute before termination.

- 9.2 If this Agreement is terminated by either party, the Engineer shall be paid for services performed to the effective date of termination, including reimbursable expenses. In the event of termination, the Owner will receive reproducible copies of Drawings, Specifications and other documents completed by the Engineer up to the date of termination.

10. **USE OF DOCUMENTS**

- 10.1 All documents (data, calculations, reports, Drawings, Specifications, Record Drawings and other deliverables, whether in printed form or electronic media format, provided by Engineer to Owner pursuant to this Agreement) are instruments of service in respect to this Project, and Village shall not have the right to use such plans or specifications on any other project or for extensions of this project without the express written consent of the Consultant. Any unauthorized use of the plans and specifications or any other information, documents or materials provided by Consultant shall be at Village's sole risk and without liability to Consultant and Consultant's consultants. Owner shall not rely in any way on any document unless it is in printed form, signed or sealed by the Engineer or one of its consultants.
- 10.2 Either party to this Agreement may rely that data or information set forth on paper (also known as hard copy) that the party receives from the other party by mail, hand delivery, or facsimile, are the items that the other party intended to send. Information in electronic format or text, data, graphics, or other types that are furnished by one party to the other are furnished only for convenience and not for reliance by the receiving party. The use of such electronic files will be at the user's sole risk. If there is a discrepancy between the electronic files and the hard copies, the hard copies will govern.
- 10.3 Because data stored in electronic media format can deteriorate or be modified inadvertently or otherwise without authorization of the data's creator, the party receiving electronic files agrees that it will perform acceptance tests and/or procedures within 60 calendar days of receipt, after which the receiving party shall be deemed to have accepted the transferred data thus. Any transmittal errors detected within the 60-day acceptance period will be corrected by the party delivering the electronic files.
- 10.4 When transferring documents in electronic media format, the transferring party makes no representations as to long-term compatibility, usability, or readability of such information resulting from the use of software application packages, operating systems, or computer hardware differing from those used by the creator.
- 10.5 The Engineer's document retention policy will be followed upon Project closeout. Executed copies of agreements, work orders, letters of understanding or proposals; design or other documents created by the Engineer or received from the Owner or a third party: plan

review submittals from a third party and the Engineer's review of those submittals; and studies or reports prepared by the Engineer will be kept for a period of 14 years after Project closeout.

11. **SUCCESSORS, ASSIGNS AND BENEFICIARIES**

- 11.1 Owner and Engineer are hereby bound, as are their respective successors, employees and representatives to the other party to this Agreement with respect to all covenants, terms, promises, and obligations contained herein.
- 11.2 Neither the Owner nor Engineer may assign, sublet, or transfer any rights under or interest (including, but without limitation, monies that are due or may become due) in this Agreement without the written consent of the other, except to the extent that any assignment, subletting, or transfer is required by law. Unless specifically stated to the contrary in any written consent to an assignment, no assignment will release or discharge the assignor from any obligation under this Agreement.
- 11.3 Unless expressly provided otherwise in this Agreement, nothing contained shall be construed to create, impose, or give rise to any duty owed by Owner or Engineer to any Contractor, Subcontractor, Supplies, or other individual or entity, or to any surety for or employee of any of them. All duties and responsibilities undertaken to this Agreement will be for the sole and exclusive benefit of Owner and Engineer and not for the benefit of any other party.

12. **DISPUTE RESOLUTION**

- 12.1 Owner and Engineer agree to negotiate all disputes between them in good faith for a period of 30 calendar days from the date of notice prior to invoking the procedures of paragraph 12.2 or other provisions of the Agreement, or exercising their rights under law.
- 12.2 If the parties fail to resolve a dispute through negotiation under paragraph 12.1, Owner and Engineer agree that they shall first submit any and all unsettled claims, counterclaims, disputes, and other matters in question between them arising out of or relating to this Agreement or the breach thereof ("Disputes") to mediation. The process shall be conducted on a confidential basis, and shall be completed within 120 calendar days of notice if the Dispute unless the parties mutually agree to a longer period. If such mediation is unsuccessful in resolving a Dispute, then the parties may seek to have the Dispute resolved by a court of competent jurisdiction.

13. **MISCELLANEOUS PROVISIONS**

- 13.1 This Agreement is to be governed by the law of the state or jurisdiction in which the Project is located.

- 13.2 Any notice required under this Agreement will be in writing, addressed to the designated party at its address in the signature page and served personally, by facsimile, by registered or certified mail (postage prepaid), or by a commercial courier service. All notices shall be effective upon the date of receipt.
- 13.3 All express representations, waivers, indemnifications, and limitations of liability in this Agreement will survive its completion and/or termination.
- 13.4 Any provision or part of the Agreement held to be void or unenforceable under any laws or regulations shall be deemed stricken, and all remaining provisions shall continue to be valid and binding upon the Owner and Engineer, which agree that the Agreement shall be reformed to replace such stricken provision or part thereof with a valid and enforceable provision that expresses the intention of the stricken provision.
- 13.5 A party's non-enforcement of any provision shall not constitute a waiver of the provision, nor shall it affect the enforceability of that provision or of the remainder of this Agreement.
- 13.6 To the fullest extent permitted by law, all causes of action arising under this Agreement shall be deemed to have accrued, and all statutory periods of limitation shall commence, no later than the date of substantial completion, which is the point where the Project can be utilized for the purposes for which it was intended.
- 13.7 This Agreement constitutes the entire agreement between Owner and Engineer and supersedes all prior or oral understandings. This Agreement may be amended only by a mutually agreed and executed written instrument.
- 13.8 With the execution of this Agreement, Engineer and Owner shall designate specific individuals to act as Engineer's and Owner's representatives with respect to the services to be performed or furnished by Engineer and responsibilities of Owner under this Agreement. Such an individual shall have authority to transmit instructions, receive information, and render decisions relative to the Project on behalf of the respective party whom the individual represents.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement, the Effective Date of which is indicated on page 1.

Engineer: BAXTER & WOODMAN, INC.

Owner: VILLAGE OF PALATINE, ILLINOIS

By: 

By: _____

Title: Associate Vice President

Title: Mayor

Date Signed: March 4, 2022

Date Signed: _____

Address for giving notices:
8678 Ridgfield Road
Crystal Lake, IL 60012

Address for giving notices:
200 E. Wood Street
Palatine, IL 60067

Designated Representative:
Sean O'Dell, P.E.

Designated Representative:
Matthew D. Barry

Phone Number: 815-444-4438

Phone Number: 847-705-5200

Email Address: sodell@baxterwoodman.com

Email Address: mbarry@palatine.il.us

Attachment: Baxter & Woodman Design Engineering Agreement (Algonquin Road Water Main Extension Design)

VILLAGE OF PALATINE, ILLINOIS
SOUTHWEST WATER SYSTEM IMPROVEMENTS
DESIGN ENGINEERING SERVICES

EXHIBIT A

PROJECT DESCRIPTION

The Southwest Water System Improvements consists of extending approximately 3,500 lineal feet of new, 8-inch water main to serve future developments along the Algonquin Road corridor.

Water main will be provided as generally shown in the attached “Water Tower Locations, Harper College” exhibit. The work of this Project does not include a water tower. The new water main will be installed in new easements obtained by Village of Palatine with a Plat of Easement and legal boundary descriptions prepared by Baxter & Woodman, Inc. The new easement may be located on the north or south side of Algonquin Road.

Engineering services for the Project will include topographic survey, geotechnical investigation, easement assistance, design, permitting, and bidding.

SCHEDULE

The Design Notice to Proceed is anticipated to be awarded during March 2022. The Southwest Water System Improvements are to be designed and bid by Summer 2022 to accommodate a construction schedule with final completion by December 31, 2022. Efforts to expedite the design schedule are included.

I:\Azure\PALTN\211707-SW Water Improvemnts\Contracts\Work\40\ExhibitA.docx

VILLAGE OF PALATINE, ILLINOIS
SOUTHWEST WATER SYSTEM IMPROVEMENTS
DESIGN ENGINEERING SERVICES

EXHIBIT B

SCHEDULE

Upon notification to proceed, the anticipated project schedule is as follows to accommodate Construction Final Completion by December 31, 2022:

Day 0 – Design Notice to Proceed
Day 60 – Submit revised drawings to permitting agencies (2 months)
Day 120 – Receive permits (2 months)
Day 125 – Open construction bids
Day 130 – Recommendation to Award, Design Completed (1 week)
Day 135 – Construction Notice to Proceed (2 weeks)
Day 150 – Substantial Completion (4 months)
Day 270 – Final Completion (1 month)

SCOPE OF SERVICES

The following scope of services details the anticipated tasks necessary to successfully complete the Southwest System Improvements Project that will include approximately 3,500 lineal feet of water main.

PRELIMINARY DESIGN SERVICES

1. PROJECT ADMINISTRATION & MEETINGS – Confer with the Village of Palatine and staff, to clarify and define the general scope, extent, and character of the Project. Plan, schedule, and control the activities that must be performed to complete the Project. These activities include, but are not limited to, budget, schedule, and scope. Project includes three meetings: Kick-Off Meeting, Preliminary Design Review Meeting, and Pre-Final Design Review Meeting.
2. SITE INFORMATION
 - A. EXISTING CONDITIONS REVIEW – Review existing plans, reports, and other information provided by the Village.
 - B. TOPOGRAPHIC SURVEY – Perform a complete topographic survey.
 - C. UTILITIES – Perform J.U.L.I.E. Design Stage Locate.
 - D. GEOTECHNICAL – Perform soil borings, pavement cores, soils evaluation, and contaminant testing by a subconsultant, including LPC-663 sign-off.

3. PRELIMINARY DESIGN – Prepare preliminary drawings that indicate the proposed location of the above grade interconnect facility and water main route. Submit preliminary drawings to the Village at least one week prior to the review meeting.

DETAILED DESIGN SERVICES

4. PLANS – Prepare Design Documents consisting of Drawings showing the general scope, extent, and character of construction work to be furnished and performed by the Contractor(s) selected by the Village Submit pre-final drawings to the Village at least one week prior to the review meeting.
5. PROJECT MANUAL – Prepare for review and approval by the Village and its legal counsel the forms of Construction Contract Documents consisting of the Village’s front-end documents and technical specifications in Construction Standards Institute (CSI) format.
6. PERMITS – Submit the Design Documents to the IEPA for their review and approval for the Village of Hoffman Estates and Village of Palatine to construct and operate the Project, as required. Agencies that will be contacted for approval include:
 - A. Illinois Environmental Protection Agency – Permit to own, operate, and construct water main system improvements.
 - B. Metropolitan Wastewater Reclamation District – Obtain Watershed Management Ordinance Permitting approval of soil and erosion control practices.
 - C. Illinois Department of Transportation, Traffic Control – Obtain draft permit and bonding amounts for Contractor. Prepare approved plans and specifications. Contractor to finalize Permit after Bid has been awarded.
 - D. Illinois Department of Transportation, Utility Permit – Obtain permit to own, operate, and construct water main system improvements.
7. FINAL OPINION OF PROBABLE COST – Prepare an opinion of probable construction cost based on the Preliminary and Pre-Final Design Documents.
8. QUALITY ASSURANCE / QUALITY CONTROL – Perform internal peer and constructability reviews to ensure the proposed Bid Documents meet intended design criteria and quality.

PLAT OF EASEMENT

9. EASEMENT AND PLAT WORK
 - A. Coordinate with the Village:
 - i. Provide one plat of easement for obtaining new easements from one property owners, including legal boundary descriptions, easement provisions, and signature blocks.
 - ii. Provide final plat of easements when directed by the Village.

B. Recording of Documents

- i. The Village will officially record the final documents with Cook County.
- ii. Recording of documents is not included in this scope of services.

BIDDING SERVICES

10. ASSISTANCE DURING BIDDING – Assist the Village in solicitation of construction bids from as many qualified bidders as possible, attend the pre-bid conference, summarize the bid information received, and submit recommendations for the award of construction contract.

SERVICES NOT INCLUDED

1. Geotechnical – Subsurface utility excavation (S.U.E.) locates are not included.
2. Wetland – No impacts are anticipated with this Project.
3. Floodplain/Floodway - No impacts are anticipated with this Project.
4. Loan Assistance – The Village does not require assistance if outside funding is pursued for the Project.
5. Bidding – Attending the Bid Opening and tabulating Bids is not included.
6. Construction Engineering – General contract administration and on-site observation are not included.

\\corp.baxwood.com\projects\Azure\PALTN\211707-SW Water Improvemnts\Contracts\Work\40\ExhibitB.docx

VILLAGE OF PALATINE, ILLINOIS
SOUTHWEST WATER SYSTEM IMPROVEMENTS
DESIGN ENGINEERING SERVICES

6.B.2.a

VILLAGE OF PALATINE - SW Water System Improvements							
Level	Emp	Planned Hrs	Planned Labor Bill	Compensation Fee	Consultant Fee	Reimb Allowance	Total Compensation
Overall Project Total		590.00	83,275.00	83,275.00	15,000.00	390.00	98,665.00
01 PM and Meetings		36.00	6,060.00	6,060.00	0.00	0.00	6,060.00
	Shane Firsching	30.00	5,250.00				
	Jack Worsham	6.00	810.00				
02 Site Information		168.00	21,250.00	21,250.00	15,000.00	390.00	36,640.00
01 Existing Conditions		18.00	2,670.00	2,670.00	0.00	0.00	2,670.00
	Shane Firsching	6.00	1,050.00				
	Jack Worsham	12.00	1,620.00				
02 Topographic Survey		126.00	15,100.00	15,100.00	0.00	390.00	15,490.00
	Shawn Hastings	50.00	5,250.00				
	Constance Kilgore	4.00	480.00				
	Joseph Molitor	70.00	9,100.00				
	Jack Worsham	2.00	270.00				
03 Utilities		6.00	810.00	810.00	0.00	0.00	810.00
	Jack Worsham	6.00	810.00				
04 Geotechnical		18.00	2,670.00	2,670.00	15,000.00	0.00	17,670.00
	Shane Firsching	6.00	1,050.00				
	Jack Worsham	12.00	1,620.00				
03 Preliminary Design		48.00	7,620.00	7,620.00	0.00	0.00	7,620.00
	Michael Becker	16.00	2,640.00				
	Shane Firsching	8.00	1,400.00				
	Mark Kolczaski	4.00	820.00				
	James Snell	4.00	600.00				
	Jack Worsham	16.00	2,160.00				
04 Plans		156.00	21,500.00	21,500.00	0.00	0.00	21,500.00
	Michael Becker	20.00	3,300.00				
	Shane Firsching	16.00	2,800.00				
	Adonis Nacino	80.00	10,000.00				
	Jack Worsham	40.00	5,400.00				

Attachment: Baxter & Woodman Design Engineering Agreement (Algonquin Road Water Main Extension

VILLAGE OF PALATINE, ILLINOIS
SOUTHWEST WATER SYSTEM IMPROVEMENTS
DESIGN ENGINEERING SERVICES

6.B.2.a

05 Project Manual	68.00	9,620.00	9,620.00	0.00	0.00	9,620.00
Shane Firsching	20.00	3,500.00				
Barbara Tobin	8.00	720.00				
Jack Worsham	40.00	5,400.00				
06 Permits	57.00	7,950.00	7,950.00	0.00	0.00	7,950.00
01 IEPA	9.00	1,250.00	1,250.00	0.00	0.00	1,250.00
Shane Firsching	2.00	350.00				
Barbara Tobin	1.00	90.00				
Jack Worsham	6.00	810.00				
02 MWRD	22.00	3,040.00	3,040.00	0.00	0.00	3,040.00
Shane Firsching	4.00	700.00				
Barbara Tobin	2.00	180.00				
Jack Worsham	16.00	2,160.00				
03 IDOT Traffic Control	13.00	1,950.00	1,950.00	0.00	0.00	1,950.00
Lucas Foresman	12.00	1,860.00				
Barbara Tobin	1.00	90.00				
04 IDOT Utility	13.00	1,710.00	1,710.00	0.00	0.00	1,710.00
Barbara Tobin	1.00	90.00				
Jack Worsham	12.00	1,620.00				
07 Cost Estimate	10.00	1,430.00	1,430.00	0.00	0.00	1,430.00
Shane Firsching	2.00	350.00				
Jack Worsham	8.00	1,080.00				
08 QAQC	12.00	2,130.00	2,130.00	0.00	0.00	2,130.00
Mark Kolczaski	6.00	1,230.00				
James Snell	6.00	900.00				
09 Plat of Easement	21.00	3,675.00	3,675.00	0.00	0.00	3,675.00
Anthony Bianchin	15.00	2,625.00				
Shane Firsching	6.00	1,050.00				

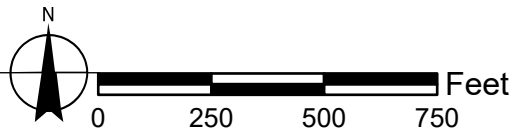
Attachment: Baxter & Woodman Design Engineering Agreement (Algonquin Road Water Main Extension

VILLAGE OF PALATINE, ILLINOIS
SOUTHWEST WATER SYSTEM IMPROVEMENTS
DESIGN ENGINEERING SERVICES

10 Bidding Assistance	14.00	2,040.00	2,040.00	0.00	0.00	2,040.00
Shane Firsching	6.00	1,050.00				
Barbara Tobin	2.00	180.00				
Jack Worsham	6.00	810.00				



Source(s): Village of Palatine 2009, Cook County, Esri, Baxter & Woodman



- System Valve
- Existing Water Main
- Proposed 20-ft Water Main Easement

Consider a Motion to Extend the Contract for the Village of Palatine's 2022 Sidewalk Replacement Program

BACKGROUND:

The Village has an ongoing program to systematically improve its pedestrian sidewalk system and address isolated curb and gutter failures. In the past several years, this effort has been centered on three major programs: the 50/50 Sidewalk Replacement Program, the Sidewalk Replacement Program, and the Spot Curb Replacement Program. The net effect has been a sidewalk program that has made major strides in improving safety. Applications have been accepted from residents for the 50/50 Sidewalk Program since fall of last year.

Repairs are “triggered” on a vertical displacement greater than 7/8”, with a worst first approach. The Sidewalk Replacement Program area for this year is generally from Helen Road south to Illinois Avenue, between Quentin and Hicks Roads.

KEY ISSUES:

- In 2021, the contract was awarded to Schroeder & Schroeder, Incorporated of Skokie, Illinois.
- Staff is concerned over rising prices in concrete-related contracts and reached out to see if Schroeder & Schroeder would be willing to extend the contract.
- Pricing would increase 5% compared to the 2021 contract price due to the increased cost of materials.
- Accepting this increase results in more favorable prices than those rates obtained in recently bid projects, including the 2022 Street Resurfacing Project and the other bids from the 2021 Sidewalk Replacement Program. The proposed prices are 6.1% lower compared to the average 2021 sidewalk bid prices. Concrete costs have increased by over 7% from nearby batch plants.

ALTERNATIVES:

1. Extend the contract with Schroeder & Schroeder for the 2022 Sidewalk Replacement Program.
2. Refer back to Staff with comments.

RECOMMENDATION:

It is recommended that the contract with Schroeder & Schroeder for the Sidewalk Replacement Program be extended for 2022 in the amount of \$274,302.01 based upon estimated quantities.

BUDGET IMPACT:

Funds in the amount of \$350,000 for the Sidewalk Replacement Program have been appropriated in the 2022 Capital Improvement Budget. Funds of \$16,550 have also been appropriated in the Operating Budget for the Spot Curb Replacement Program. Final costs would be determined by actual needs found in a spring survey within the project area and not to exceed the available budget.

ACTION REQUIRED:

Motion to extend the contract with Schroeder & Schroeder, Incorporated of Skokie,

Illinois for the Sidewalk Replacement Program for 2022 in an amount not to exceed of \$366,550.

ATTACHMENTS:

- Schroeder & Schroeder Sidewalk Renewal Prices 2022
- Price Comparisons for Contract Renewal
- Ozinga Concrete Price Increase Letter

**VILLAGE OF PALATINE – DEPARTMENT OF PUBLIC WORKS
2022 SIDEWALK PROGRAM - Renewal
DPW – 2212
EXHIBIT A - UNIT PRICES**

Submitted by: Schroeder & Schroeder, Inc.
(Contractor)

Signed: _____

Date: 3/8/2022

Item	Description	Quantity	Unit	Unit Price	Extended Price
A	P.C.C. SIDEWALK REMOVAL AND REPLACEMENT, 5"	46,700	SQ FT	5.25	245,175.00
B	DETECTABLE WARNINGS - Panels	520	SQ FT	18.90	9,828.00
C	COMBINATION CONCRETE CURB AND GUTTER REMOVAL AND REPLACEMENT	550	FOOT	21.00	11,550.00
D	P.C.C. DRIVEWAY PAVEMENT REMOVAL AND REPLACEMENT, 6"	35	SQ YD	50.40	1,764.00
E	HOT-MIX ASPHALT DRIVEWAY PAVEMENT REMOVAL AND REPLACEMENT	100	SQ YD	44.10	4,410.00
F	PAVEMENT REPLACEMENT	25	SQ YD	63.00	1,575.00
G	SITE RESTORATION	1	L SUM	0.01	0.01

TOTAL BID PRICE

274,302.01

Unit Prices have been computed in accordance with Paragraph 11.03.B of the General Conditions.

Bidder acknowledges that estimated quantities are not guaranteed, and are solely for the purpose of comparison of Bids, and final payment for all Unit Price Bid items will be based on actual quantities, determined as provided in the Contract Documents.

EXA - 1

VILLAGE OF PALATINE - DEPARTMENT OF PUBLIC WORKS

Price Comparisons for Contract Renewal

Price Comparisons

DATE:

TIME:

PLACE:

FOR

2022 Sidewalk Program

DPW - 2212

SHEET 1 OF

COMPUTED BY _____

[illegible]

Attachment: Price Comparisons for Contract Renewal (2022 Sidewalk Replacement Program)



19001 Old LaGrange Road, Mokena, IL 60448
708.326.4200

Dear Valued Customer:

Thank you for continuing to trust Ozinga as a partner, especially during the challenges we have all faced the past 18 months. Like many in the construction industry, Ozinga is facing many challenging factors that affect the cost of our goods and services. Because we understand that much of your work is bid using prices for our materials, we want to provide advanced notice of the following price increases.

Effective January 1, 2022, the cost of ready mix concrete will increase by \$12 per yard. Additionally, while we have been able to recently absorb fuel costs, we are aware of the possibility of a significant spike in oil prices. Due to this, we find it necessary to inform you that if the price of fuel reaches \$3.75 per gallon, a fuel surcharge of \$9 per load will be charged and an additional \$3 per load will occur for every increase of \$.25/gallon. Fuel prices will be based on the Department of Energy Midwest PADD 2 retail diesel price index posted on the Monday of the week the concrete is delivered. Here is the link to the data on the US E.I.A. website: www.eia.gov/petroleum/gasdiesel/

We hope this early notice will assist in submitting future pricing to your business partners throughout the industry. Ozinga will maintain our commitment to quality and service, and we greatly appreciate your continued business and support.

Sincerely,

A handwritten signature in black ink, appearing to read "Paul Ozinga", with a stylized flourish at the end.

Paul Ozinga
President
Ozinga Ready Mix Concrete

OZINGA

WE EXIST TO MAKE A POSITIVE IMPACT ON INDIVIDUALS,
THEIR FAMILIES AND THE COMMUNITY FOR GENERATIONS

Ozinga Ready Mix Concrete, Inc.
P.O. Box 7410053, Chicago, IL 60674-5053
P: 708.326.4200 F: 708.326.4201

SOLD TO

1662 1 MB 0.450 E0078X I0185 D7613092703 S2 P8264663 0001:0002



VILLAGE OF PALATINE
200 E WOOD ST
PALATINE IL 60067-5339

INVOICE

CUSTOMER NO.	DATE	INVOICE NO.	PAGE
CU011463	05/05/2021	ARI00002662	1 of 2

POS REFERENCE NO.
1611532

P.O. NO.	TERMS
5421971	Net30

JOB NO.	LOT(S)
000050	

SHIPPED TO

MISCELLANEOUS JOBS
PALATINE, IL

DATE	PLANT	TICKET NO.	QUANTITY	UOM	DESCRIPTION	PRICE	EXTENSION
05/05/21	142	286033	7.00	CYD	71-PCC-888Z 6.1 BG WR FULL AE	155.80	1090.60
05/05/21	142	286033	7.00	CYD	ENVIRONMENTAL CHARGE	3.25	22.75
05/05/21	142	286033	78.00	MN	WAITING TIME	2.50	195.00

PRODUCT RECAP

		PRICE	EXTENSION	TAX	TOTAL
EC	ENVIRONMENTAL CHARGE	7.00	22.75	0.00	22.75
888Z	71-PCC-888Z 6.1 BG WR FULL AE	7.00	1090.60	0.00	1090.60
WT	WAITING TIME	78.00	195.00	0.00	195.00

TOTAL CYDS:	7.00	TAXABLE AMOUNT:	0.00
TOTAL TONS:	0.00	EXEMPT AMOUNT:	1,308.31
		SALES TAX:	0.00
		INVOICE TOTAL:	1,308.31

Consider an Ordinance Granting a Special Use to Permit a Restaurant (Tievoli Pizza Bar) with a Local Liquor License at 44 W. Palatine Road

BACKGROUND:

The Petitioner is requesting to open a restaurant, with a local liquor license, at 44 W. Palatine Road. Therefore, the Petitioner is requesting:

Special Use to permit a restaurant to operate with a local liquor license.

KEY ISSUES:

- Tievoli Pizza Bar would occupy a tenant space within Village Square Center, which includes the following tenants: Bank of America (ATM/kiosk only), Siri Thai restaurant, Lady's Nails, Murph Accounting, Kinsch Florist, and Smart Fix.
- Tievoli would occupy 2,000 square feet and provide 24 dining seats. This requires 20 off-street parking spaces. The proposed hours are Monday - Thursday 3 PM - 9PM; Friday - Saturday 3 PM - 10 PM; and Sunday 12 PM - 8 PM. The business plan anticipates 50% dine-in, 30% delivery, and 20% carry-out. The Petitioner has also applied for a beer and wine liquor license.
- Village Square Center is one of the few Downtown shopping centers with off-street parking (30 parking spaces). Three-hour public on-street parking is available along Bothwell and Brockway Streets and Railroad Avenue. Village-owned Lot H (3-hour parking) is directly across Palatine Road from the restaurant.
- The Special Use Ordinance requires that employees participate in the Village's Downtown parking program. Based upon the proposed floor plan and business plan, Staff believes that there is sufficient parking available within the area. The Petitioner also operates a restaurant in Mt. Prospect.

ALTERNATIVES:

1. Approve the Special Use for a restaurant with a local liquor license.
2. Do not approve the Special Use for a restaurant with a local liquor license.

RECOMMENDATION:

Public Hearing:	ZBA meeting on March 8, 2022
Residents testifying:	None
Vote:	The ZBA voted unanimously to approve the Special Use for a restaurant with a local liquor license and Staff concurs with this recommendation.

ACTION REQUIRED:

A motion to approve the ordinance granting a Special Use for a restaurant, with a local liquor license, at 44 W. Palatine Road.

Consider an Ordinance Increasing the Number of Class G (Restaurant - Beer & Wine) Liquor Licenses by One for TPB Palatine, LLC D/B/A as Tievoli Pizza Bar at 44 W. Palatine Road

BACKGROUND:

On this evening's agenda is a request for a Special Use for Tievoli Pizza Bar, located at 44 W. Palatine Road. Petitioner, Giovanni Labbate, wishes to apply for a Class G (Restaurant - Beer & Wine) Liquor License. Hours of operation are Monday-Thursday: 3 PM - 9 PM, Friday-Saturday: 3 PM - 10 PM and Sunday 12 PM - 8 PM.

KEY ISSUES:

- Increase Class G (Restaurant - Beer & Wine) Liquor License by one.

ALTERNATIVES:

1. Approve the Ordinance increasing the number of Class G Liquor Licenses by one.
2. Do not approve the Ordinance increasing the number of Class G Liquor Licenses by one.

RECOMMENDATION: Action is at the discretion of the Committee.

ACTION REQUIRED: Action is at the discretion of the Committee.

Consider an Ordinance Granting a Special Use to Permit a Restaurant to Operate with a Local Liquor License at 154 W. Northwest Highway

BACKGROUND:

Annie's Restaurant and Pancake House is an existing restaurant in the Eurofresh Plaza and is requesting to include alcohol service as part of their menu. Therefore, the Petitioner is requesting approval of the following:

Special Use to permit a restaurant to operate with a local liquor license.

KEY ISSUES:

- Although the restaurant is presently operating, a Special Use is required to expand the operations to include alcohol service. The business plan indicates that the hours of operation are Tuesday - Sunday 7 AM - 11 PM.
- There are no proposed changes to the existing floor plan and the Petitioner applied for a "Class D - Restaurant" license.

ALTERNATIVES:

1. Approve the Special Use to permit a restaurant to operate with a local liquor license.
2. Do not approve the Special Use to permit a restaurant to operate with a local liquor license.

RECOMMENDATION:

Public Hearing:	ZBA meeting on March 8, 2022
Residents testifying:	None
Vote:	The ZBA voted unanimously to approve the Special Use for a restaurant with a local liquor license and Staff concurs with this recommendation.

ACTION REQUIRED:

A motion to approve the ordinance granting Special Use to permit a restaurant with a local liquor license at 154 W. Northwest Highway.

Consider an Ordinance Increasing the Number of Class D (Restaurant) Liquor Licenses by One for Annie's Restaurant & Pancake House at 154 W. Northwest Highway

BACKGROUND: On this evening's agenda is a request for an Amended Special Use for Annie's Restaurant located at 154 W. Northwest Highway. The Petitioner, Annie Basa, wishes to apply for a Class D (Restaurant) Liquor License for an existing restaurant serving breakfast/lunch from 7 AM - 3 PM and will be including dinner from 4 PM - 11:30 PM. Permitted hours for a Class D Liquor License are Sunday - Thursday 6:00 AM - 12:00 Midnight and Friday-Saturday 6:00 AM - 1:00 AM.

KEY ISSUES:

- Increase Class D (Restaurant) Liquor License by one.

ALTERNATIVES:

1. Approve the Ordinance increasing the number of Class D Liquor Licenses by one.
2. Do not approve the Ordinance increasing the number of Class D Liquor Licenses by one.

RECOMMENDATION: Action is at the discretion of the Committee.

ACTION REQUIRED: Action is at the discretion of the Committee.

Consider an Ordinance Granting Variations for Residential Driveway Width to Permit a Driveway Expansion at 1028 W. Austin Lane

BACKGROUND:

The Petitioner is proposing a driveway extension to construct a circular driveway, which exceeds both the overall maximum driveway width and width at the lot line. Therefore, the Petitioner is requesting:

Variations to permit a residential driveway to be a total of 48 feet in width, instead of the maximum permitted 30 feet and to permit a residential driveway to be 35 feet in width within 5 feet of the lot line, instead of the maximum permitted 25 feet.

KEY ISSUES:

- The Subject Property is a corner lot (approximately 15,000 square feet) in the Whytecliff Subdivision and is zoned R-1A Single Family.
- The Petitioner is proposing to expand the existing driveway to create a circular drive, with an additional curb cut onto Austin Lane. The corner lot has approximately 280 feet of lot frontage along both Austin Lane and Chatham Drive.
- At its widest point, the proposed driveway would be 48 feet wide. Per Code, the maximum allowable total driveway width for a 2-car garage is 30 feet. Additionally, the combined width of the existing and proposed driveway will be 35 feet. The Zoning Ordinance allows a maximum width of 25 feet, within 5 feet of the lot line. The Petitioner indicates that he would like to provide an additional access and parking area and still maintain a driveway for recreational activities for his children. Staff also identified multiple other circular driveways in the area.
- Through the variation review, the Petitioner indicated that he is employed in a family-owned business and confirmed that the driveway expansion will not be utilized for any home occupation staging or commercial vehicle parking. The Petitioner also presented off-site parking for the commercial vehicle and has submitted a Home Occupation Business License application.

ALTERNATIVES:

1. Approve the Variations to permit a circular driveway.
2. Do not approve the Variations to permit a circular driveway.

RECOMMENDATION:

Public Hearing:	ZBA meeting on March 8, 2022
Residents testifying:	None
Vote:	The ZBA voted unanimously to approve the driveway width Variations and Staff concurs with the recommendation.

ACTION REQUIRED:

A motion to approve the ordinance granting Variations for driveway width to permit a circular driveway at 1028 W. Austin Lane.

Consider a Motion to Award a Contract for the 2022 Sewer Rehabilitation Program

BACKGROUND:

Since the mid-1990s, the Village has conducted a sliplining program designed to eliminate excess infiltration/inflow (I/I), eliminate root intrusion into the sanitary sewers, and eliminate sewer blockages. This effort has been centered in those neighborhoods where sewers are located along the rear lot lines, where defects have been found, areas at risk for sanitary sewer surcharging, or areas tributary to lift stations.

Based upon budget appropriations, this year's program calls for the sliplining of approximately 3,115 feet of sanitary sewer and 1,050 feet of storm sewer.

KEY ISSUES:

- On Tuesday, March 1, 2022, three bids were received and opened, ranging from a high of \$258,815 to a low of \$198,264.50.
- The low responsive and responsible bidder was Hoerr Construction, Incorporated of Goodfield, Illinois in the amount of \$198,264.50.
- This contractor performed similar, satisfactory work during 2019's program.
- The Engineer's estimate was \$205,317.50.

ALTERNATIVES:

1. Award the contract for the 2022 Sewer Rehabilitation Program, Cured in Place Piping (CIPP), to Hoerr Construction.
2. Refer back to Staff with comments.

RECOMMENDATION:

Staff recommends that the contract for the 2022 Sewer Rehabilitation Program (CIPP) be awarded to Hoerr Construction in the amount of \$198,264.50.

BUDGET IMPACT:

Funding in the amount of \$210,000 is available in the Capital Improvement Program to accommodate this proposed sanitary and storm sewer sliplining.

ACTION REQUIRED:

Motion to award the contract for the 2022 Sewer Rehabilitation Program (CIPP) to Hoerr Construction, Incorporated of Goodfield, Illinois in the amount of \$198,264.50.

Consider a Motion Authorizing the Village Manager to Execute a Proposal for Design Engineering Services for 2022 Algonquin Road Water Main Extension Project

BACKGROUND:

A location for water main extension was identified and recommended in the 2022 Adopted Budget. This extension would add an additional water supply source, improve system reliability, provide access to Village water in certain areas, improve water quality, and create more uniform system pressures associated with a planned elevated water tank improvement in the area.

KEY ISSUES:

- Algonquin Road at Roselle Road is the location of the planned new water main. Designing and constructing this facility is recommended in the 2022 Capital Improvement Plan.
- Engineering services are recommended to prepare for the installation of a water main extension and would include site surveying, Illinois Environmental Protection Agency permitting, development of plans, and preparation of specifications for bidding purposes.
- A qualification based selection process was followed. Baxter & Woodman is recommended based on their expertise with the Village's water system from their preparation of our Master Water Study as well as their involvement in recent system improvements in the area including the emergency interconnection with the Village of Hoffman Estates.

ALTERNATIVES:

1. Authorize the Village Manger to execute the proposal from Baxter & Woodman.
2. Refer back to Staff with comments.

RECOMMENDATION:

Staff recommends authorizing the Village Manager to execute the proposal from Baxter & Woodman for design engineering services for the Algonquin Road Water Main Extension Project in the not-to-exceed amount of \$98,665.

BUDGET IMPACT:

Funds in the amount of \$1,000,000 have been appropriated in the 2022 Capital Improvement Program to accommodate the proposed design engineering and construction.

ACTION REQUIRED:

Motion to authorize the Village Manager to execute the proposal from Baxter & Woodman, Incorporated of Crystal Lake, Illinois for design engineering services for the Algonquin Road Water Main Extension Project in the not-to-exceed amount of \$98,665.

Consider a Motion to Extend the Contract for the Village of Palatine's 2022 Sidewalk Replacement Program

BACKGROUND:

The Village has an ongoing program to systematically improve its pedestrian sidewalk system and address isolated curb and gutter failures. In the past several years, this effort has been centered on three major programs: the 50/50 Sidewalk Replacement Program, the Sidewalk Replacement Program, and the Spot Curb Replacement Program. The net effect has been a sidewalk program that has made major strides in improving safety. Applications have been accepted from residents for the 50/50 Sidewalk Program since fall of last year.

Repairs are “triggered” on a vertical displacement greater than 7/8”, with a worst first approach. The Sidewalk Replacement Program area for this year is generally from Helen Road south to Illinois Avenue, between Quentin and Hicks Roads.

KEY ISSUES:

- In 2021, the contract was awarded to Schroeder & Schroeder, Incorporated of Skokie, Illinois.
- Staff is concerned over rising prices in concrete-related contracts and reached out to see if Schroeder & Schroeder would be willing to extend the contract.
- Pricing would increase 5% compared to the 2021 contract price due to the increased cost of materials.
- Accepting this increase results in more favorable prices than those rates obtained in recently bid projects, including the 2022 Street Resurfacing Project and the other bids from the 2021 Sidewalk Replacement Program. The proposed prices are 6.1% lower compared to the average 2021 sidewalk bid prices. Concrete costs have increased by over 7% from nearby batch plants.

ALTERNATIVES:

1. Extend the contract with Schroeder & Schroeder for the 2022 Sidewalk Replacement Program.
2. Refer back to Staff with comments.

RECOMMENDATION:

It is recommended that the contract with Schroeder & Schroeder for the Sidewalk Replacement Program be extended for 2022 in the amount of \$274,302.01 based upon estimated quantities.

BUDGET IMPACT:

Funds in the amount of \$350,000 for the Sidewalk Replacement Program have been appropriated in the 2022 Capital Improvement Budget. Funds of \$16,550 have also been appropriated in the Operating Budget for the Spot Curb Replacement Program. Final costs would be determined by actual needs found in a spring survey within the project area and not to exceed the available budget.

ACTION REQUIRED:

Motion to extend the contract with Schroeder & Schroeder, Incorporated of Skokie,

Illinois for the Sidewalk Replacement Program for 2022 in an amount not to exceed of \$366,550.