

VILLAGE OF ORLAND PARK

14700 Ravinia Avenue
Orland Park, IL 60462
www.orland-park.il.us



Meeting Minutes

Monday, April 2, 2012

7:00 PM

Village Hall

Board of Trustees

Village President Daniel J. McLaughlin

Village Clerk David P. Maher

*Trustees, Kathleen M. Fenton, Brad S. O'Halloran,
James V. Dodge, Jr., Edward G. Schussler, Patricia Gira and Carole Griffin Ruzich*

CALL TO ORDER/ROLL CALL

The meeting was called to order at 7:00 PM.

Present: 6 - Trustee Fenton, Trustee O'Halloran, Trustee Schussler, Trustee Gira, Trustee Griffin Ruzich and President McLaughlin

Absent: 1 - Trustee Dodge

VILLAGE CLERK'S OFFICE**2012-0165 Approval of the March 19, 2012 Regular Meeting Minutes**

The Minutes of the Regular Meeting of March 19, 2012, were previously distributed to the members of the Board of Trustees. President McLaughlin asked if there were any corrections or additions to be made to said Minutes. There being no corrections or additions,

I move to approve the minutes of the Board of Trustees Meeting of March 19, 2012.

A motion was made by Trustee Fenton, seconded by Trustee O'Halloran, that this matter be APPROVED. The motion carried by the following vote:

Aye: 6 - Trustee Fenton, Trustee O'Halloran, Trustee Schussler, Trustee Gira, Trustee Griffin Ruzich, and President McLaughlin

Nay: 0

Absent: 1 - Trustee Dodge

PROCLAMATIONS/APPOINTMENTS/PRESENTATIONS**2012-0179 St. Michael School Varsity Cheerleaders - Presentation**

President McLaughlin presented Community Pride Awards to the St. Michael School Varsity Cheerleaders and Coach Becky Weslow and Assistant Coach Kimberly Williams, in recognition of their winning the ICCA State Championship and also winning the Jamfest Super National Championship.

This was a presentation, NO ACTION was required.

CONSENT AGENDA

Trustee Ruzich requested that Item P. Irish Patriot/Union Avenue ROW Vacation - Ordinance be removed from the Consent Agenda for a separate vote.

Passed the Consent Agenda

A motion was made by Trustee O'Halloran, seconded by Trustee Fenton, to PASS THE CONSENT AGENDA, including all the following items marked as having been adopted on the Consent Agenda. The motion carried by the following vote:

Aye: 6 - Trustee Fenton, Trustee O'Halloran, Trustee Schussler, Trustee Gira, Trustee Griffin Ruzich, and President McLaughlin

Nay: 0

Absent: 1 - Trustee Dodge

2012-0181 Payroll - Approval

The lists of Payroll having been submitted to the Board of Trustees for approval and the lists having been determined by the Board of Trustees to be in order and having been approved by the various Department Heads,

I move to approve the Bi-Weekly Payroll for March 2, 2012 in the amount of \$879,735.18 and the Monthly Hourly Payroll for March 9, 2012 in the amount of \$29,185.98 and the Bi-Weekly Payroll for March 16, 2012 in the amount of \$865,314.04.

This matter was APPROVED on the Consent Agenda.

2012-0180 Accounts Payable - Approval

The lists of Accounts Payable having been submitted to the Board of Trustees for approval and the lists having been determined by the Board of Trustees to be in order and having been approved by the various Department Heads,

I move to approve the Accounts Payable from March 20, 2012 through April 2, 2012 in the amount of \$1,884,091.17.

This matter was APPROVED on the Consent Agenda.

2012-0104 Disposal of Old Police Bicycles - Ordinance

The Police Department is requesting the disposal of six police mountain bicycles through PropertyRoom.com that are no longer in service due to their age and dismantled condition. Some have been used for spare parts for other bikes.

I move to pass an Ordinance Number 4716, entitled: ORDINANCE AUTHORIZING THE DISPOSAL OF UNUSABLE MUNICIPAL PROPERTY AS SCRAP (BICYCLE PATROL UNIT EQUIPMENT - BICYCLES)

This matter was PASSED on the Consent Agenda.

2012-0143 Disposal of Certain Seized Vehicles at Public Auction - Ordinance

The Police Department requests approval to declare one vehicle, a 1997 Buick Rivera, as excess property and to dispose of at public auction. This vehicle was seized by the department and forfeited to the Village by the Circuit Court of Cook County from a driver who was driving their vehicle while their license was suspended for DUI.

I move to pass Ordinance Number 4717, entitled: ORDINANCE AUTHORIZING

DISPOSAL BY PUBLIC AUCTION OF PERSONAL PROPERTY (VEHICLES)
OWNED BY THE VILLAGE OF ORLAND PARK, ILLINOIS

This matter was PASSED on the Consent Agenda.

2012-0134 Disposal of Village Owned Computer Equipment- Ordinance

The Police Department has 21 Gateway Desktop computers and other technology equipment that no longer works or is outdated.

The Police Department is seeking to donate these items to the Infnitec Assisitive Technology Programs and Services located in Tinley Park. The company recycles computers and other technology that has been donated to benefit learners with disabilities. The equipment is donated by Infnitec, free of charge, to learners in public schools throughout Illinois.

I move to pass Ordinance Number 4718, entitled: ORDINANCE AUTHORIZING DISPOSAL OF PERSONAL PROPERTY (COMPUTER EQUIPMENT) OWNED BY THE VILLAGE OF ORLAND PARK, ILLINOIS

This matter was PASSED on the Consent Agenda.

2012-0132 Village Code Amendment to the Qualifications of Part-time Police Officers - Ordinance

The Police Department recently received correspondence from the Illinois Law Enforcement Training and Standards Board (ILETSB) that described state statutes and administrative rules governing the hiring of part-time police officers. A review of the current Village Code revealed some omissions that needed to be added to bring the Village Code into conformance with these standards.

Staff worked on these standards and a sample ordinance provided to develop a draft that will bring the current Village Code into conformance with these requirements.

I move to pass Ordinance Number 4719, entitled: AN ORDINANCE AMENDING TITLE 8 OF THE ORLAND PARK VILLAGE CODE WITH REGARD TO THE QUALIFICATIONS OF PART-TIME POLICE OFFICERS

This matter was PASSED on the Consent Agenda.

2012-0146 Sensus HandHeld RadioRead Equipment - Purchase

Between 1994 and 2008, the Utility Division completed the conversion of more than 22,000 meters to Sensus brand water meters. This work included the installation of radio type automatic meter reading (AMR) equipment utilizing MXU transmitters. Since implementation of the Sensus meters, the meter reading process has changed significantly. At the time of implementation, handheld meter reading devices were used to obtain the bimonthly readings. In 2002, the Village purchased a drive-by meter reading unit (VXU) further improving meter reading

efficiency. Over the past several years, Sensus has improved their AMR capabilities with the introduction of the SmartPoint radio transceiver. These transceivers allow the Village to receive meter reads over a dedicated and secure fixed point meter reading system utilizing the Sensus FlexNet System.

Original MXUs had a battery life span of five to seven years. As technology has advanced, current models have batteries with a twenty (20) year life expectancy. Utility Division staff currently replaces approximately 100 batteries and/or MXUs per month. Going forward with the transition to fixed point meter reading would require an upgrade to SmartPoint radio transceivers that also have a twenty (20) year battery life. To facilitate the conversion to fixed point meter reading, MXUs would be replaced with SmartPoint transceivers instead of replacing the battery in the existing MXU.

To allow the reading of both the existing MXU transmitters, as well as the SmartPoint radio transceivers, an upgrade of the existing meter reading units is required. HD Supply Waterworks of Mokena, Illinois, is the area representative for Sensus meters. They have provided a proposal for purchasing one Sensus Model 5502 Interrogator and associated equipment used by Water Billing and a Trimble Model 900LE Programmer used by Utility Division staff.

I move to approve accepting the proposal from HD Supply Waterworks of Mokena, Illinois, for the purchase of one Sensus Model 5502 Interrogator, one Trimble Model 900LE Programmer and associated equipment for an amount not to exceed \$10,700.

This matter was APPROVED on the Consent Agenda.

2012-0151 9661 West 143rd Street Landscaping - Proposal

The 143rd Street and LaGrange Road Improvement Project requires a retaining wall adjacent to 9661 West 143rd Street on the southwest corner of 143rd Street and Ravinia Avenue. The height of the wall, which is located at the right-of-way (ROW) line, varies from under one foot to more than four feet tall. Due to the height of the wall above the adjacent ground, a fence was required. Upon construction, it was determined that the fence (which was to be located within the sidewalk) would narrow the sidewalk by more than six inches. Several options were explored to adjust the fence location and minimize the impact on the walk. None of those options proved to be feasible. An alternative solution was identified - raising the ground at the bottom of the wall thereby reducing the overall height of the wall and adding landscaping to soften the look and provide a visual barrier.

A landscape plan was developed by Norris Design, the landscape architect for the improvement project. Because the landscaping will be located outside of the ROW, the property owner was contacted and agreed that landscaping would be the best option.

Due to the timely nature in which this work must be completed, proposals were requested from three (3) landscape contractors, Mid America Tree & Landscape of Mokena, Illinois, Jim Melka Landscaping of Mokena, Illinois and A Touch of Green Nursery, Inc. of Homer Glen, Illinois. Additionally, a proposal was requested from the 143rd Street and LaGrange Road Project's general contractor (F.H. Paschen of Chicago, Illinois). After review of the proposals, the lowest qualified price was obtained from A Touch of Green Nursery, Inc. of Homer Glen, Illinois, for an amount of \$13,800.

I move to approve waiving the bid process;

And

Approve accepting the proposal from A Touch of Green Nursery, Inc. of Homer Glen, Illinois, for the landscape installation at 9661 West 143rd Street for an amount not to exceed of \$13,800.

This matter was APPROVED on the Consent Agenda.

2012-0157 Police Vehicles - Bid Award

The 2012 Fiscal Year Budget has a Board approved line item in the amount of \$286,000 for the purchase of seven (7) Chevrolet 9C1 Impala replacement Police Pursuit Vehicles and five (5) Ford replacement Police Interceptor Sedans.

Legal notices for all vehicles were placed in the SouthtownStar Newspaper over several days. Bid summaries for all bid openings are attached to the Board packet.

Chevrolet 9C1 Impala Police Pursuit Vehicles:

Four bids were received for processing. Sealed bids were opened by the Village Clerk's Office on Wednesday, March 14, 2012. Ray Chevrolet, Inc. of Fox Lake, Illinois, was the lowest bidder who met all of the specifications as written. Their bid price for seven (7) 2012 Chevrolet 9C1 Impala Police Pursuit Vehicles is \$146,755.

Ford Police Interceptor Sedans:

Three bids were received for processing. Sealed bids were opened by the Village Clerk's Office on Wednesday, March 14, 2012. The low bidder was disqualified due to submitting an unsealed bid. Terry's Ford Lincoln Mercury of Peotone, Illinois, was the next lowest bidder meeting all written specifications. Their bid price for five (5) 2012 Ford Police Interceptors is \$127,150 (\$24,881 x 5 cars plus \$2,745 for Option #1).

I move to approve awarding the bid for seven (7) 2012 Chevrolet 9C1 Impala Police Pursuit Vehicles to Ray Chevrolet, Inc. of Fox Lake, Illinois, in an amount not to exceed \$146,755;

And

Approve awarding the bid for five (5) 2012 Ford Police Interceptor Sedans to Terry's Ford Lincoln Mercury of Peotone, Illinois, in an amount not to exceed \$127,150.

This matter was APPROVED on the Consent Agenda.

2012-0030 Tilted Kilt Pub & Eatery - SUA, SP, AR

The subject site was originally approved in 2003/2004 as part of the Orland Park Hotel and Conference planned development under Special Use Permit 3843. The proposed project is seeking to amend the existing special use permit to the planned development to alter the site plan of lot 2 of the planned development.

The petitioner is proposing to construct and maintain an additional 1,505 square feet on the north side of the existing restaurant building. The building extension will function as additional sit-down dining space within the restaurant. The new building wing will come within ten (10) feet of the north property line, exceeding side-yard setback limits by five (5) feet. This will require a modification to the special use permit for the planned development.

Due to the modification requested for the extension, the petitioner is proposing to entirely eliminate all 400 feet of the existing drive-through, which was a legal non-conforming condition to the site since the drive-through was between the building and the street. The elimination creates additional space for an outdoor seating area between the building and the street overlooking the detention pond and allows for more space to reorganize the parking lot for efficient circulation at the rear. This has resulted in an increase in the parking capacity available onsite.

The elimination of the drive-through replaces a significant non-conforming condition with a less intensive setback modification to the Code. This brings the site much closer to the zoning district's intent to establish an active street presence. It also brings the parking capacity up to Code. Additionally, the petitioner is proposing improvements to the building façade to reflect the Tilted Kilt brand.

This petitioner requests the following modifications:

1) Reduce the north side-yard setback from fifteen (15) feet to 10 (ten) feet.

The recommendation motion includes the following conditions:

- 1) A new landscape plan must be submitted within 60 days of final approval.
- 2) The new building elevations of the extension must reflect the existing elevation details of the building's other primary facades.
- 3) The relocated triple basin area must be screened from view of neighboring properties with landscape screening.
- 4) The petitioner should work with staff on the landscape plan to maximize the visibility of the building within Code requirements.

Overall, the project conforms to the Village's Comprehensive Plan and, with modifications, to the Land Development Code. The proposed land use is a continuation of a previous land use and so conforms to the policies for this area set forth by the existing planned development. The removal of the drive-through lane decreases previous non-conformities and the parking lot realignment results in more spaces and better landscape buffering.

On March 19, 2012, the Development Services and Planning Committee moved 3-0 to recommend to the Village Board approval of the preliminary site plan titled "Tilted Kilt Pub and Eatery", prepared by Big Red Rooster, dated 2/21/12, sheet X-0.0, subject to the following conditions. All changes should be made prior to the Board Meeting wherever possible unless otherwise noted.

1. Submit a Final Landscape Plan, meeting all Village Codes, for separate review and approval within 60 days of approval.
2. Meet all building code related items.
3. Include a new bicycle rack on the site plan near the main entrance.
4. Screen the relocated triple basin grease trap from view of neighboring properties with landscape screening.
5. Revise the dead-end parking at the west end of the site by converting two parking spaces to landscape islands to provide for easy reverse vehicular movements.
6. Continue the banding on the proposed north elevation across the entire new façade similar to how the banding currently exists.
7. Work with staff on the landscape plan to maximize the visibility of the building within Code requirements.

and

Moved 3-0 to recommend to the Village Board approval of the elevations titled "Tilted Kilt Pub and Eatery", prepared by the same, dated the same, sheet numbers X-3.0 and X-3.1, subject to the following conditions. All changes should be made prior to the Board Meeting wherever possible unless otherwise noted.

1. Screen all mechanical equipment either at grade level with landscaping or hidden behind the roofline.

and

Moved 3-0 to recommend to the Village Board approval of a Special Use Amendment for Tilted Kilt Pub and Eatery at 16255 S. La Grange Road subject to the same conditions as outlined in the Preliminary Site Plan motion. Modifications to the Special Use permit include:

1. Reduce the north side yard setback from fifteen (15) feet to ten (10) feet.

Since the committee meeting, the petitioner provided updated drawings that met conditions 3, 5 and 6. The remaining conditions must be fulfilled at a later date, particularly those regarding the landscape plan (1, 4, and 7).

I move to approve the site plan, building elevations and the special use amendment with modifications to the existing planned development to reduce the north side-yard setback by five (5) feet for Tilted Kilt Pub and Eatery at 16255 S. La Grange Road as indicated in the fully referenced motion below.

THIS SECTION FOR REFERENCE ONLY (NOT NECESSARY TO BE READ)

I move to approve the preliminary site plan titled "Tilted Kilt Pub and Eatery", prepared by Big Red Rooster, dated 2/21/12, received March 15, 2012, sheet X-0.1, subject to the following conditions.

1. Submit a Final Landscape Plan, meeting all Village Codes, for separate review and approval within 60 days of approval.
2. Meet all building code related items.
3. Screen the relocated triple basin grease trap from view of neighboring properties with landscape screening.
4. Work with staff on the landscape plan to maximize the visibility of the building within Code requirements.

and

I move to approve the elevations titled "Tilted Kilt Pub and Eatery", prepared by the same, dated the same, received the same, sheet numbers X-3.0 and X-3.1, subject to the following conditions.

1. Screen all mechanical equipment either at grade level with landscaping or hidden behind the roofline.

and

I move to approve a Special Use Amendment for Tilted Kilt Pub and Eatery at 16255 S. La Grange Road subject to the same conditions as outlined in the

Preliminary Site Plan motion. Modifications to the Special Use permit include:

1. Reduce the north side yard setback from fifteen (15) feet to ten (10) feet.

This matter was APPROVED on the Consent Agenda.

2012-0149 Professional Transportation Engineering Services - CBBEL

As part of the Matrix reorganizational study, the Village will be recruiting and hiring a Transportation & Engineering Manager. Staff anticipates this position will be filled within the next few months. Until then, the Village's contract engineer, Christopher B. Burke, has provided a proposal to expand their services by assisting the Village with the coordination of the various projects that are currently underway. The proposal from CBBEL outlines these services to be performed at a cost not to exceed \$15,000 per month. It is estimated that up to 80 hours/month will be utilized in the first two months. The Village will be billed on a time and materials basis, as outlined. Staff anticipates a total expenditure amount not to exceed \$45,000.

I move approve of the professional transportation and engineering services contract with Christopher B. Burke in the amount not to exceed \$15,000 per month for a total of \$45,000.

This matter was APPROVED on the Consent Agenda.

2012-0133 On the Road Again Deck and Fence - Certificate of Appropriateness

The petitioner proposes to construct a new approximately 450 square foot deck expansion at the rear and side of the landmark building. There is an existing deck at the back of the building that will be replaced with the new deck addition. The new deck addition will wrap around the building's southwest corner and follow the west façade north until the exterior staircase. Once there, the deck will incorporate the exterior staircase into its new design by turning the stairs to face the opposite direction, thereby terminating the stairs on the deck. The new orientation of the exterior stairs will eliminate the mid-level landing. The elimination of the mid-level landing will reestablish or "open" the view of a two-over-two window on the west elevation. Currently the landing blocks the view of half of that window area.

Section 6-209.G.4 of the Land Development Code identifies decks as major changes. Major changes on contributing structures/ landmarks require prior approval from the HPRC and the Village Board before they can be constructed.

In addition to the proposed deck expansion, the petitioner is requesting permission to eliminate the chain-link fence currently enclosing the side yard area of the property facing Brook Avenue. The chain-link will be replaced with a new picket fence that will meet the standards of the Historic District zoning regulations. The new picket fence is intended to enclose an outdoor area that will on occasion host various sales items.

I move to approve the Certificate of Appropriateness for the preliminary site plan, elevation and specification drawings for the fence, and the sketch plans for the deck for "On the Road Again" of 9925 W. 143rd Street.

THIS SECTION FOR REFERENCE ONLY (NOT NECESSARY TO BE READ)

I move to approve the preliminary site plan titled "On the Road Again Survey Sketch", dated March 12, 2012, and the elevation and specification drawings for the picket fence and deck titled "Menards Design-It Fence" and "Menards Design-It Deck", prepared by Menards, dated February 18, 2012, subject to the following conditions.

1. Install a new picket fence that meets all the requirements of Section 6-209 of the Land Development Code for fence height and be 50% open.
2. Match or complement the proposed colors for the deck expansion to the existing color scheme of the former residence.
3. Replace and update any dead or dying plant materials with similar new plant material.
4. Meet all building code related items.

and

I move to approve a Certificate of Appropriateness for the deck expansion and installation of a new picket fence for 9925 W. 143rd Street, an Orland Park Landmark and contributing structure, subject to the same conditions as outlined above.

This matter was APPROVED on the Consent Agenda.

2012-0148 Consulting & Commercial Real Estate Listing Agreement

HSA Commercial Real Estate is a national full-service commercial real estate firm that provides development, management, leasing and client services in retail, office, healthcare, industrial and mixed-use properties. HSA is located in downtown Chicago and has a solid, proven track record in Orland Park. HSA was the developer for the Orland Park Place Mall, under the direction and leadership of Timothy C. Blum. Orland Park Place was the Village's first TIF redevelopment project, and was successfully redeveloped by HSA. The Orland Park Place TIF was very successful providing excess TIF surplus funds to the various taxing bodies, including the local school districts. HSA sold Orland Park Place to Inland but still owns the commercial building at the SE corner of LaGrange & 151st Street.

HSA is intimately knowledgeable regarding Orland Park's market and the unique

characteristics that set our community apart from others. The attached agreement outlines the responsibilities of HSA, and includes the marketing of the Main Street Triangle project, as well as the Village overall. HSA's primary focused area will be the commercial and mixed use opportunities. This could include future partnering with Flaherty & Collins, as it relates to mixed-used residential areas. HSA will be paid a brokerage commission upon the closing (sale of land) or business opening (lease). The agreement is performance based. HSA will develop marketing materials for the project and will also erect a marketing sign. The full agreement is attached for Village Board review. HSA efforts will be lead by Timothy Blum, the Executive Vice President and Managing Director of Retail Division.

I move to approve the HSA Commercial Real Estate Listing Agreement.

This matter was APPROVED on the Consent Agenda.

2012-0139 Sealcoat, Painting & Crack Filling - Unit Pricing Bid Award

Bids were received on June 14, 2011 for the Sealcoat, Painting & Crack Filling - Unit Pricing, 7 bids were received. We are recommending the contract be awarded to the lowest responsible bidder overall, Onyx Sealcoating, Inc., for the entire Sealcoat, Painting and Crack Filling project. This contract serves the needs of the Public Works Department and the Parks and Building Maintenance Department. The attached analysis shows a comparison of the two lowest bidders based on estimated work. The analysis shows that Onyx is the lowest overall price. The contract was for one year, with the option to extend for two more years. At this time staff is recommending to extend this agreement for the second year.

I move to approve extending the contract with Onyx Sealcoating for fiscal year 2012 based on bid pricing received from 2011 bid.

This matter was APPROVED on the Consent Agenda.

2012-0152 Contracts for Oak Lawn Water Negotiation Consultants

Beginning in August 2009, the Village began engaging three different consultants for professional services related to due diligence review and the negotiations for contract renewal with Oak Lawn for water supply. The three consultants and the amount approved are as follows:

WRB, LLC - \$105,000
Malcolm Pirnie Engineering - \$70,060
Holland & Knight - \$130,000

Of the amount listed above, the village is responsible for 33% of the expense. The remaining 67% is paid for by Mokena (10%), New Lenox (18%), Oak Forest (11%), and Tinley Park (28%). The Village of Tinley Park acts as the administrator of the contract.

At present, our authorized expenditure for Malcolm Pirnie and WRB, LLC is

almost exhausted. At this time, we have made substantial progress with Oak Lawn and are hopeful of completing the negotiations this year. The group of five (5) communities has asked Malcolm Pirnie and WRB, LLC to submit proposals to what it would take to get the contract done in the third quarter of this year. A summary of the work to be done by each is provided below:

Malcolm Pirnie - \$50,000

1. Review Oak Lawn contracts
2. Meetings with working group members
3. Negotiations with Oak Lawn
4. Review preliminary design

WRB, LLC - \$46,000

1. Preparing, participating, and following up on three sets of meetings already on the calendar for the Oak Lawn negotiating team, the managers and the mayors
2. Non-specified support and assistance to our two committees for finance and operations
3. General coordination of the consultant team
4. Project administration, research, and dealing with issues related to the Chicago rate and system improvements

The Managers Committee has reviewed the scope of services for each proposal and recommends approval. As noted above, the combined amount will be distributed on a prorata basis and the village's exposure would be \$31,680 of \$96,000 (33%). However, the way the proposals are written, we are not obligated to pay the full amount if the hours are not used. In terms of day-to-day supervision of the Engineer and Attorney, as before, Bill Balling, WRB, LLC, will perform the necessary oversight.

I move to approve entering into a cost sharing agreement with the Villages of Tinley Park, Mokena and New Lenox and the City of Oak Forest to pay Orland Park's proportionate share of fees to Malcolm Pirnie in an amount not to exceed \$16,500.

And

Approve to pay Orland Park's proportionate share of fees to WRB, LLC in an amount not to exceed \$15,180.

This matter was APPROVED on the Consent Agenda.

2012-0124 Park Court Repairs Bid Award

The bids for the Park Court Repairs (attached) were opened on February 28, 2012 at 11:00 a.m. Two bids were received and the low qualified bidder was U. S. Tennis Court Construction Co., of Lockport at a cost of \$82,900.00, which is \$36,016 less than the other bidder.

I move to approve accepting the bid from U. S. Tennis Court Construction at a cost not to exceed \$82,900.00 for Park Courts Repairs.

This matter was APPROVED on the Consent Agenda.

2011-0754 Rankin Subdivision

The petitioner owns a 1.5 acre property on 143rd Street, almost directly across from the terminus of Christina Avenue. A single-family ranch home exists on the property, which is surrounded and land-locked by R-3 residential single family lots.

The petitioner proposes to subdivide the property into three lots with a shared driveway and a separate village-owned detention facility. The proposed lot sizes are slightly larger than R-3 Zoning District requirements, which results in less density than is allowed by the Comprehensive Plan, and fit within the context of the surrounding neighborhood.

The shared driveway, although somewhat unique for Orland Park, allows for a better overall site layout and design. The petitioner has worked with the Village staff for a number of years to develop a proposal that meets Village Codes and policies and blends with the context of the surrounding area.

I move to approve the rezoning, preliminary site plan, subdivision and variances for the Rankin Subdivision, located at 8400 W. 143rd as recommended at the March 19, 2012 Development Services and Planning Committee meeting, and as fully referenced below.

THIS SECTION FOR REFERENCE ONLY (NOT NECESSARY TO BE READ)

I move to approve a rezoning from E-1 Estate residential to R-3 Residential for the property located at 8400 W. 143rd Street, P.I.N number 27-11-206-008-0000.

And

Approve the preliminary site plan titled "Preliminary Site Plan," prepared by Land Technologies, drawing number 10-326, dated 11-1-11, most recent revision 3-12-12, page 3 of 5, subject to the following conditions:

1. Submit a Final Landscape Plan, meeting all Village Codes and utilizing native wetland/prairie plants for the detention area, for separate review and approval within 60 days of final engineering approval and that the petitioner work with staff in regards to adding landscape for safety purposes at the end of the drive.
2. Meet all final engineering and building code related items.
3. That the petitioner work with staff on signage that will provide direction for the use of the private drive.

And

Approve a subdivision of one lot into three lots plus an outlot as shown on the preliminary site plan titled "Preliminary Site Plan," prepared by Land Technologies, drawing number 10-326, dated 11-1-11, most recent revision 3-12-12, page 3 of 5, subject to the following condition:

1. That the petitioner apply for and submit a Record Plat of Subdivision to the Village for recording.

And

Approve variances for the Rankin Subdivision to allow for a reduction in the detention maintenance access area/setback from 25' to 10' and to allow for the reduction of the driveway setback from 3' to 0', subject to the same conditions as outlined in the preliminary site plan motion.

This matter was APPROVED on the Consent Agenda.

2012-0189 Irish Patriot/ Union Avenue ROW Vacation - Ordinance

On November 7, 2011 the Village Board approved a site plan for the Irish Patriot, located at 9875 W. 143rd Street that demonstrated the private acquisition of obsolete Union Avenue right-of-way for an outdoor seating area. The site plan approval allowed for the private acquisition of 742 square feet of Village-owned right-of-way for \$750 and is subject to conditions as stated in Ordinance 4698.

The ordinance before the Board of Trustees enacts the right-of-way vacation of the subject parcel of land set aside for Union Avenue, south of 143rd Street.

I move to pass Ordinance Number 4720, entitled: VACATION OF A CERTAIN PARCEL OF LAND SET ASIDE FOR UNION STREET, SOUTH OF 143RD STREET (IRISH PATRIOT)

A motion was made by Trustee Fenton, seconded by Trustee Schussler, that this matter be PASSED. The motion carried by the following vote:

Aye: 5 - Trustee Fenton, Trustee O'Halloran, Trustee Schussler, Trustee Gira, and President McLaughlin

Nay: 0

Abstain: 1 - Trustee Griffin Ruzich

Absent: 1 - Trustee Dodge

Excused from Meeting

President McLaughlin excused himself from the meeting and asked Trustee Fenton to conduct the meeting until he returns.

Present: 5 - Trustee Fenton, Trustee O'Halloran, Trustee Schussler, Trustee Gira and Trustee Griffin Ruzich

Absent: 2 - Trustee Dodge and President McLaughlin

HEARINGS 7:00 P.M.

I move to recess for a public hearing at this time.

A motion was made by Trustee O'Halloran, seconded by Trustee Gira, that this matter be RECESS. The motion carried by the following vote:

Aye: 5 - Trustee Fenton, Trustee O'Halloran, Trustee Schussler, Trustee Gira, and Trustee Griffin Ruzich

Nay: 0

Absent: 2 - Trustee Dodge and President McLaughlin

Returned to Meeting

President McLaughlin returned to the meeting.

Present: 6 - Trustee Fenton, Trustee O'Halloran, Trustee Schussler, Trustee Gira, Trustee Griffin Ruzich and President McLaughlin

Absent: 1 - Trustee Dodge

2012-0185 The Consideration of a Plan of Operation for an Electricity Aggregation Program - Public Hearing

Notice of the public hearing for a plan of operation for an Electrical Aggregation Program was published in the Orland Park Prairie as required by law. Notice was also posted on the Village Hall bulletin board. The Electric Power Aggregation Plan of Operation and Governance has been made available in the Village Clerk's Office for viewing.

This is the first of two public hearings concerning the Electrical Aggregation program that was voted and approved by the Orland Park voters on a referendum question that appeared on the March 20, 2012 ballot. The next public hearing will be on April 16, 2012 at 7:00 PM.

The purpose of this hearing is to consider a plan of operation in governance for the Electrical Aggregation program by which the Village may arrange for the supply of electricity for the residential and small commercial retail customers who have not opted out of such program.

Trustee Schussler asked what defines a small commercial retail business.

David Hoover, Director of NIMEC responded that the definition of small business is they would use 15,000 KW hours per year, which would be roughly the size of a dry cleaners. Any business larger than that would not be eligible for the aggregation. However, they could research any of the electrical suppliers

individually and choose what is best for them.

Trustee Schussler asked if a business is purchasing their electricity through another supplier will they opt-out or will they automatically continue with their current supplier.

Mr. Hoover stated that the business would not have to take any action, they will be excluded from the aggregation and their relationship will be respected on a stand alone basis.

Trustee Gira asked how long before this should take effect and be online.

Mr. Hoover stated that they would like to see the aggregation start by the end of the summer, possibly as early as August. Mr. Hoover is hopeful to get the higher summer usage and bring the savings to the residents as quickly as possible.

Trustee Schussler commented that he knows Mr. Hoover's Company will be charging a fee and it is his understanding that this fee will be paid by the supplier that is chosen. Trustee Schussler asked if this fee is negotiated with the supplier before the Village chooses the supplier or after.

Mr. Hoover stated that Village staff has negotiated on behalf of the residents what that fee will be so the resident will enjoy a greater savings.

President McLaughlin asked how much would the saving be per year for the average resident.

Mr. Hoover stated the savings are on an average of \$175.00 per year.

Village Manager Grimes stated that there have been some articles written about ComEd's long term rates will be coming down in 2013. It has been advised that municipalities should only sign a one year contract.

Mr. Hoover explained that the agency that negotiates the rates that ComEd charge's has a contract that began in 2007 and will expire in 2013. Rates have dropped during the recession and currently are above market and as a result the rates that customers are paying are higher than the market place. In 2013 new rates will be negotiated with ComEd. 2012's savings will be approximately \$175.00 per year. Possibly for 2013 the rate savings could be less with ComEd due to ComEd will be resetting their new rates in June of 2013.

Mr. Hoover noted that in 2013 if ComEd's rates are lower than the rates that the Village will be entering into when a supplier is select, then all the contracts would either roll back to ComEd or the supplier that the Village will enter into an agreement with would match ComEd's new rate. Either way the resident will always pay the lowest rate available.

President McLaughlin asked if anyone in the audience would like to make any comments. No one requested to speak.

I move to approve adjourning the consideration of a Plan of Operation for an Electricity Aggregation Program public hearing.

A motion was made by Trustee Fenton, seconded by Trustee Gira, that this matter be ADJOURNED. The motion carried by the following vote:

Aye: 6 - Trustee Fenton, Trustee O'Halloran, Trustee Schussler, Trustee Gira, Trustee Griffin Ruzich, and President McLaughlin

Nay: 0

Absent: 1 - Trustee Dodge

CLOSE PUBLIC HEARING

I move to approve closing the public hearing.

A motion was made by Trustee Fenton, seconded by Trustee O'Halloran, that this matter be APPROVED. The motion carried by the following vote:

Aye: 6 - Trustee Fenton, Trustee O'Halloran, Trustee Schussler, Trustee Gira, Trustee Griffin Ruzich, and President McLaughlin

Nay: 0

Absent: 1 - Trustee Dodge

RECONVENE BOARD MEETING

The roll was called to reconvene the regular meeting and Trustees Fenton, O'Halloran, Schussler, Gira, Griffin Ruzich and President McLaughlin were present. Trustee Dodge was absent.

DEVELOPMENT SERVICES AND PLANNING

2012-0122 HOTSide Crossfit - Special Use Permit

The petitioner requested to skip the Development Services and Planning Committee in order to be heard before the Board of Trustees at the April 2, 2012 meeting. The Development Services and Planning Committee chair approved the request.

Although the primary focus of the manufacturing district is intended for job generating light manufacturing uses, indoor recreation is allowed on a limited basis with a special use permit. Leasing vacant spaces has been challenging to some property owners, particularly in the current economic climate.

Indoor recreation in the manufacturing district requires a special use permit to provide an opportunity to review the use within the context of the surrounding area

to ensure that the uses only occur on a limited basis, review available parking and analyze the requirements of the business. Indoor recreation uses often require ceiling heights higher than typical commercial spaces.

HOTSide Crossfit previously operated out of a racquetball court on the Silver Lake golf course. As they grew, they wanted to expand within Orland Park. The proposed space at 15434 70th Court meets their building and location needs.

Crossfit is a specific type of workout that may combine elements of sprinting, rowing, jumping rope, climbing rope, weightlifting, barbells, dumbbells, gymnastics rings, pull-up bars, kettlebells, medicine balls and/or other bodyweight exercises. Many participants of Crossfit compete in local, statewide and national competitions.

This petition does not require any modifications or variances. The petitioner is not proposing any exterior changes to the building or the property.

I move to approval a Special Use Permit for Indoor Recreation for HOTSide Crossfit, located at 15434 70th Court.

THIS SECTION FOR REFERENCE ONLY (NOT NECESSARY TO BE READ)

On March 27, 2012, the Plan Commission, by a vote of 4-0 moved to recommend to the Village Board approval of a Special Use Permit for indoor recreation for HOTSide Crossfit subject to the following condition:

1. That the petitioner secure all applicable Building and Signage permits.

A motion was made by Trustee Fenton, seconded by Trustee Schussler, that this matter be APPROVED. The motion carried by the following vote:

Aye: 6 - Trustee Fenton, Trustee O'Halloran, Trustee Schussler, Trustee Gira, Trustee Griffin Ruzich, and President McLaughlin

Nay: 0

Absent: 1 - Trustee Dodge

PARKS AND RECREATION

2012-0177 Centennial Pool and Structure Painting Bid Award

The re-bidding for the Centennial Pool and Structure Painting was opened March 22, 2012 at 11:00 a.m. Four (4) bids were received. Two of the lower bidders did not complete all of the required forms (Bid Bond, Contractors Certification Sexual Harassment, Tax & Substance Abuse). The low qualified bid was from Madison Construction, of Orland Park, at a cost not to exceed \$395,000.00 without Alternate 1 (striping exterior only of tube slide). This cost was \$26,000.00. Because of the impending pool opening, it is noted that we need to move on this

item in order to assure completion by May 15, 2012.

I move to approve accepting the low qualified bid from Madison Construction at a cost not to exceed \$395,000.00.

A motion was made by Trustee Gira, seconded by Trustee O'Halloran, that this matter be APPROVED. The motion carried by the following vote:

Aye: 6 - Trustee Fenton, Trustee O'Halloran, Trustee Schussler, Trustee Gira, Trustee Griffin Ruzich, and President McLaughlin

Nay: 0

Absent: 1 - Trustee Dodge

2012-0174 Amending Sound Works Productions' Contract for Taste of Orland Stage Only - Approval

This is year two of a three year contract with Sound Works Productions to provide sound, stage, and lighting for the Taste of Orland Park at a rate of \$9550.00 per year. This amendment affects stage only.

Changes affecting stages have occurred as a result of numerous stage failures last summer. Legislation has been introduced in order to regulate this facet of the production industry along with certification requirements. These regulations are designed to insure safety for both the audience as well as the performers.

The stage that we have been utilizing for the Taste in previous years does not have certification and the roof structure will most likely be deemed "illegal" by the end of summer, or possibly sooner.

Sound Works Productions has presented two options for securing a new stage:

Option 1 - This option will suffice, but it is not without drawbacks. The towers will have to be safety cabled requiring cables running 20' out, both from the front and rear, and attached to a stake in the ground. This would mean we would have to utilize snow fencing around each stake point to be certain no one can walk into or trip over these stake points. This could have a negative impact on setup, and would take away about 60 feet of space on the green.

Option 2 - Sound Works believes this option to be the best. It is the Stage Line SL 100, the best on the market. The wind rating is to 75 mph with the roof at full extended height and it has a weather proof surround providing protection in light rains. There are great options for hanging banners as well as the ability for the sound system to be configured for the sound to be heard in the back without having to be louder. Staff recommends using this option as the overall better choice.

I move to approve amending the contract from Sound Works Productions for staging at the Taste of Orland Park to include Option 2 (SL100) stage at \$3450.00

(an additional \$1,050.00 over the original contract), for a total of \$10,600.00 for sound, stage, and lights.

A motion was made by Trustee Gira, seconded by Trustee O'Halloran, that this matter be APPROVED. The motion carried by the following vote:

Aye: 6 - Trustee Fenton, Trustee O'Halloran, Trustee Schussler, Trustee Gira, Trustee Griffin Ruzich, and President McLaughlin

Nay: 0

Absent: 1 - Trustee Dodge

MAYOR'S REPORT

2012-0188 Title 7 Chapter 4, Increase Class B Liquor Licenses - Ordinance

Increase Class B liquor licenses from thirteen (13) to fourteen (14) for Berkot's Super Foods, 11333 West 159th Street.

I move to pass Ordinance Number 4721, entitled: AN ORDINANCE AMENDING TITLE 7 CHAPTER 4 OF THE ORLAND PARK MUNICIPAL CODE, REGARDING THE AVAILABLE NUMBER OF CLASS B LIQUOR LICENSES ISSUED BY THE VILLAGE OF ORLAND PARK, COOK AND WILL COUNTIES, ILLINOIS

A motion was made by Trustee Fenton, seconded by Trustee O'Halloran, that this matter be PASSED. The motion carried by the following vote:

Aye: 6 - Trustee Fenton, Trustee O'Halloran, Trustee Schussler, Trustee Gira, Trustee Griffin Ruzich, and President McLaughlin

Nay: 0

Absent: 1 - Trustee Dodge

VILLAGE MANAGER'S REPORT

2012-0186 Urging Municipal Inclusion in Pension Working Group - Resolution

Village Manager Grimes reported that a working group assembled at the request of Governor Pat Quinn has been meeting to find solutions to rising state public employee pension costs. Illinois' five pension funds have accumulated an estimated \$85 billion in unfunded liability. The goal of the working group is to issue recommended reforms that can be advanced through legislation. These recommendations are scheduled to be made by April 17. At this time, none of the discussions include finding solutions to address municipal police and firefighter pension debt obligations.

The IML (Village) believes that the issue of municipal pension cost relief must be included in any discussion of further pension reforms. The legislators on the pension working group need to hear from municipal leaders that the rising debt obligations of the downstate and suburban police and firefighter pension funds

cannot be ignored as the state seeks solutions to its own fiscal problems.

I move to pass Resolution Number 1204, entitled: A RESOLUTION URGING MUNICIPAL INCLUSION IN PENSION WORKING GROUP

A motion was made by Trustee Schussler, seconded by Trustee Gira, that this matter be PASSED. The motion carried by the following vote:

Aye: 6 - Trustee Fenton, Trustee O'Halloran, Trustee Schussler, Trustee Gira, Trustee Griffin Ruzich, and President McLaughlin

Nay: 0

Absent: 1 - Trustee Dodge

NON-SCHEDULED CITIZENS & VISITORS

Terrance Camodeco spoke before the Board on some of his general observations. He stated that because there are no connecting bike paths between the Brook Hills subdivision and Eagle Ridge that the train crossing at approximately Wolf Road and Southwest Highway should not be a silent crossing during the day. Kids are riding their bikes and need to cross those tracks and he believes this is a safety issue.

He spoke about the Orland Park Library and requested the Board to speak with the Library requesting them to have a reduced overdue book fine for seniors.

Mr. Camodeco reminded the Board that he still is involved in the Community Cleanup Initiative and while picking up trash, he still finds a large amount of the mini-liquor bottles on the side of the road.

President McLaughlin stated that Mr. Camodeco has helped a number of groups and wondered if he has spoken to the new teen center at The Bridge in Orland Park at approximately 156th and Harlem.

Mr. Camodeco stated that he has not spoken to the Bridge yet, but is involved with the Feed the Hungry Campaign at the Orland Township and has spoken to several young adults who have mentioned The Bridge to him.

President McLaughlin stated that regarding the silent crossings with the train horns, stick criteria was met in order for the Village to qualify. Trustee Gira lives in the Brook Hills Subdivision and has spoken several times about expanding the bike paths in that area.

President McLaughlin suggested Mr. Camodeco speak with the Library Board regarding his idea on reducing the book fines for seniors.

BOARD COMMENTS

TRUSTEE GIRA - Enjoyed the Easter Egg Hunt this past Saturday at Centennial Park. It was well organized and had a great attendance.

TRUSTEE SCHUSSLER - Attended the opening of the Blissful Banana Café located at 15447 94th Avenue (in the old MoJoe's). This is another new restaurant in town.

PRESIDENT McLAUGHLIN - Also enjoyed the Easter Egg hunt, it was amazing how many different age groups attended.

President McLaughlin reminded everyone that on Saturday, April 28th from 10 AM to 2 PM you can turn in your unused or expired medication for safe disposal at the Orland Park Police Department - 15100 South Ravinia Avenue and at Smith Crossings, 10501 Emilie Lane (on Orland Parkway).

Chief McCarthy reported that prescription drug deaths are much higher than deaths caused by cocaine and heroin. These drugs are now part of the addiction path that often begins with cigarettes, alcohol, prescription drugs, marijuana, cocaine, and heroin.

Chief McCarthy stated that the goal is to get the prescription drugs out of this chain of addiction.

EXECUTIVE SESSION

I move to recess to a Closed Executive Session for the purpose of discussion of a) approval of minutes; b) collective negotiating matters between the village and its employees, or their representatives, or deliberations concerning salary schedules for one or more classes of employees; and c) pending litigation against, affecting or on behalf of the village or when found by the board that such action is probable or imminent.

A motion was made by Trustee O'Halloran, seconded by Trustee Fenton, that this matter be RECESS. The motion carried by the following vote:

Aye: 6 - Trustee Fenton, Trustee O'Halloran, Trustee Schussler, Trustee Gira, Trustee Griffin Ruzich, and President McLaughlin

Nay: 0

Absent: 1 - Trustee Dodge

RECONVENE BOARD MEETING

The roll was called to reconvene the Regular Meeting and Trustees Fenton, O'Halloran, Schussler, Gira, Griffin Ruzich, and President McLaughlin were present. Trustee Dodge was absent.

Purpose of the Executive Session was for the discussion of a) approval of minutes; b) collective negotiating matters between the village and its employees, or their representatives, or deliberations concerning salary schedules for one or more classes of employees; and c) pending litigation against, affecting or on behalf of the village or when found by the board that such action is probable or imminent.

ADJOURNMENT - 8:35 PM

A motion was made by Trustee Fenton, seconded by Trustee O'Halloran, that this matter be ADJOURNED. The motion carried by the following vote:

Aye: 6 - Trustee Fenton, Trustee O'Halloran, Trustee Schussler, Trustee Gira, Trustee Griffin Ruzich, and President McLaughlin

Nay: 0

Absent: 1 - Trustee Dodge

/nm

APPROVED: April 16, 2012

Respectfully Submitted,

/s/ David P. Maher

David P. Maher, Village Clerk