

# VILLAGE OF ORLAND PARK

14700 Ravinia Avenue  
Orland Park, IL 60462  
[www.orland-park.il.us](http://www.orland-park.il.us)



## Meeting Minutes

Monday, May 16, 2011

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 7:01 PM

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

**Absent:** 2 - Trustee Dodge and Trustee Schussler

**PRESENTATION OF COLORS****2011-0296 Presentation of Colors**

Junior Girl Scout Troop 60313, under the direction of Carole Schleyer, will present the colors.

**NO ACTION** was required.

**VILLAGE CLERK'S OFFICE****2011-0302 Approval of the May 2, 2011 Regular Meeting Minutes**

The Minutes of the Regular Meeting of May 2, 2011 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 May 2, 2011.

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

**Aye:** 4 - Trustee Fenton, Trustee O'Halloran, Trustee Gira, and Trustee McLaughlin

**Nay:** 0

**Abstain:** 1 - Trustee Griffin Ruzich

**Absent:** 2 - Trustee Dodge and Trustee Schussler

**PROCLAMATIONS/APPOINTMENTS/PRESENTATIONS****2011-0299 Community Pride Awards - Eagle Scouts**

President McLaughlin presented the Community Pride Awards to Patrick McMahan, Brian McMahan, Leo Hasier, and James Jaeger in recognition of each of them earning the rank of Eagle Scout in the Boy Scouts of America.

## CONSENT AGENDA

### 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:** 5 - Trustee Fenton, Trustee O'Halloran, Trustee Gira, Trustee Griffin Ruzich, and Trustee McLaughlin

**Nay:** 0

**Absent:** 2 - Trustee Dodge and Trustee Schussler

### 2011-0309 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 April 29, 2011 in the amount of \$847,796.87.

**This matter was APPROVED on the Consent Agenda.**

### 2011-0310 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 May 3, 2011 through May 16, 2011 in the amount of \$1,659,942.09.

**This matter was APPROVED on the Consent Agenda.**

### 2011-0277 Global Connect Emergency Notification System

In March, the Finance Committee briefly discussed that staff would be researching emergency notification systems that would allow the Village to communicate critical information to all or part of the community via a prerecorded telephone message.

The current Code Red system has become too expensive to use especially when community wide notification is needed. Other systems have been identified that provide the same functionality but that are based on a flat rate rather than a "per minute" charge with pricing ranging from \$1.91 to \$.55 per household.

After reviewing proposals from several providers, staff concluded that Global

Connect is the most cost effective solution and provides some enhanced functionality over the current system; including the ability to schedule calls to be launched on a specific date and time, and the instant call back feature that can be used for immediate customer response. After receiving a call, customers can be instructed to press a key to be instantly connected to a specific call back number, extension or call center. This would be a very useful feature to have in the case of a missing child or person.

The system has the capability to send email messages with up to three attachments as well as phone calls. Unlimited phone calls and email messages are included in the price but if the Village also wants to use the text messaging feature, there is an additional cost of \$0.25 per message.

The cost for the system is based on the number of households and businesses in the community which has been estimated at 24,000. With the vendor offering two months of free usage the actual cost is \$0.46 per household/business for a total of \$11,125.00.

I move to approve a one year contract with Global Connect for use of their emergency notification system in an amount not to exceed \$11,125.00.

**This matter was APPROVED on the Consent Agenda.**

#### **2011-0274 Budget Adjustment - Approval**

A detailed spreadsheet (by fund) of budget adjustments was attached to the Board packet showing an increase in expenditures of \$300,000.

The increase in expenditures is due to the following:

- Replacement of four vehicles in the Water and Sewer Fund which was inadvertently not included in the FY2011 budget in the amount of \$242,000.
- Pool improvements related to the Virginia Graeme Baker Act in the amount of \$58,000.

I move to approve increasing the FY2011 expenditure budget by \$300,000.

**This matter was APPROVED on the Consent Agenda.**

#### **2011-0275 Release of Collateral Assignment - Resolution**

In 1993, the Village received a collateral assignment of a life insurance policy in regards to an economic development loan to Alpha Beta Press. The loan was paid in full in October 1999 and the Village has recently been requested to release the collateral assignment. An authorizing resolution is required by the life insurance company to release the collateral to the insured.

I move to pass Resolution Number 1119, entitled: RESOLUTION AUTHORIZING RELEASE OF COLLATERAL ASSIGNMENT OF LIFE INSURANCE POLICY.

**This matter was PASSED on the Consent Agenda.**

**2011-0267 Aquatic Weed Control - Bid Award**

There are a total of seventy-four (74) wet ponds totaling 128 acres of water that are the responsibility of the Village to maintain. Included in this maintenance is the management of aquatic weeds that naturally occur in the ponds.

A request for bids for Aquatic Weed Control services was advertised in the SouthtownStar Newspaper on Friday, February 11, 2011. Bids were requested to provide services for a three (3) year period - Calendar years 2011, 2012 and 2013.

The bid specification was separated into two categories. Fifteen (15) "Schedule A" ponds (31.03 acres) were proposed and quoted to receive regularly scheduled periodic treatments. Fifty-one (51) "Schedule B" ponds (97.11 acres) were cited in the bid specifications to receive treatments only upon request. The pricing for the "Schedule B" ponds are on a per acre basis for algae control and per acre basis for weed control. The treatment schedule for "B" ponds is strongly influenced by temperatures, rainfall and the effects of runoff from the surrounding landscape.

Seven (7) bid packages were received and opened by the Village Clerk's Office on Monday, February 28, 2011, at 11:00 a.m. The bidders and their cost proposals were shown on Attachment A which was included with the May 2, 2011, Request for Committee Action.

Staff has reviewed the proposals and recommends that the bid provided by the low bidder, Clarke Aquatic Services, Inc. of Roselle, Illinois (Clarke), be accepted and Clarke be awarded a contract for the treatment of aquatic weeds for "Schedule A" and "Schedule B" services for a three-year period (2011, 2012, 2013).

I move to approve awarding the bid for a three year contract to Clarke Aquatic Services, Inc., of Roselle, Illinois, for Aquatic Weed Control for "Schedule A" and "Schedule B" services per costs cited in Attachment A in a total amount not to exceed the approved budgeted value of \$25,000 for fiscal year 2011, with the services for 2012 and 2013 being subject and limited to an amount not to exceed the budgeted funding for fiscal years 2012 and 2013.

**This matter was APPROVED on the Consent Agenda.**

**2011-0276 2011 Pavement Marking Services - Bid Award**

On March 10, 2011, the Village advertised in the SouthtownStar Newspaper for unit pricing bids for the 2011 through 2013 Pavement Marking Services. In addition, staff contacted seven firms notifying them of the upcoming bid. Quantity-based proposals were requested, providing four distinct methods and materials that could be used for pavement marking. These four materials and

methods were outlined in the bid documents to allow the Village flexibility to ensure that the best methods and materials currently available for long lasting durable markings that meet or exceed Industry Standards are able to be specified and procured. Appropriate materials and methods will allow markings to be applied to pavements based upon age and anticipated service requirements.

Sealed bids were opened by the Village Clerk's Office on Thursday, March 24, 2011, at 11:00 a.m. Three companies: Blacktop Sealcoating Inc. of Bridgeview, Illinois, Superior Road Striping Inc. of Melrose Park, Illinois, and Marking Specialists of Arlington Heights, Illinois, submitted bids. Superior Road Striping's bid was found to be non-responsive due to a failure by the bidder to provide required pricing. The two remaining companies submitted all required pricing and documentation.

Staff met and evaluated the bid submittals and has concluded that Marking Specialists Corporation of Arlington Heights, Illinois, is the most qualified bidder for the work and material specified. When work orders are issued to the contractor, the quantity and material/method of striping will be detailed with each individual application.

Staff has evaluated and prioritized the striping needs and will be concentrating our efforts on major/primary roadways throughout the Village. These roads include 143rd Street, West Avenue, Ravinia Avenue, 94th Avenue, John Humphrey Drive and other primary collector/distributor roads as determined by staff or as directed by Administration.

I move to approve awarding the bid for pavement marking services for the years 2011, 2012 and 2013, to Marking Specialists Corporation of Arlington Heights, Illinois, with the services for 2011 being limited to an amount not to exceed \$100,000 and the scope of services for years 2012 and 2013, being determined during Village's budget development process.

**This matter was APPROVED on the Consent Agenda.**

#### **2011-0278 Police Department Vehicles - Bid Award**

The Village of Orland Park Police Department applied for and received a grant for the purchase of a replacement 3/4 Ton Regular Cab 4x4 Pickup Truck and a Chevrolet 4WD Special Services Tahoe.

The legal notices for the vehicles ran in the SouthtownStar Newspaper the week of April 6, 2011.

#### **3/4 Ton 4x4 Regular Cab Pickup Truck:**

Seven bid packets were received for processing. Sealed bids were opened by the Village Clerk's Office on Wednesday, April 20, 2011. Northwest Ford Truck Center of Franklin Park, Illinois, was the lowest bidder meeting all written

specifications. Their bid price for a 2011 Ford F250 4x4 Pickup Truck is \$21,783.

**Chevrolet 4WD Tahoe Special Service Package**

Three bid packets were received for processing. Sealed bids were opened by the Village Clerk's Office on Thursday, April 21, 2011. Shepard Chevrolet of Lake Bluff, Illinois, was the lowest bidder who met all of the specifications as written. Their bid price for a 2011 Chevrolet 4WD Tahoe Special Service Package is \$29,280.

I move to approve awarding the bid for one (1) 2011 Ford F250 4x4 Pickup Truck to Northwest Ford Truck Center of Franklin Park, Illinois, in an amount not to exceed \$21,783;

And

Approve awarding the bid for one (1) 2011 Chevrolet 4WD Tahoe Special Service Package to Shepard Chevrolet of Lake Bluff, Illinois, in an amount not to exceed \$29,280.

**This matter was APPROVED on the Consent Agenda.**

**2011-0281 Public Works Utility Division Vehicles - Bid Award**

The Public Works Utility Division is requesting the purchase of a 1/2 Ton 4x4 Crew Cab Pickup, a 3/4 Ton Cargo Van and a Crew Cab 4x4 Pickup.

Legal notices for all vehicles were placed in the SouthtownStar Newspaper over several days.

**1/2 Ton 4x4 Crew Cab Pickup:**

Four bids were received for processing. Sealed bids were opened by the Village Clerk's Office on Thursday, April 21, 2011. Northwest Ford Truck Center of Franklin Park, Illinois, was the lowest bidder meeting all written specifications except for the specified color which is no longer available for the 2011 model year. Their bid price for one (1) 2011 Ford F-150 4x4 Crew Cab Pickup Truck is \$29,588. Color will be determined at the time of order.

**3/4 Ton Cargo Van:**

Four bids were received for processing. Sealed bids were opened by the Village Clerk's Office on Monday, April 25, 2011. Northwest Ford Truck Center of Franklin Park, Illinois, was the lowest bidder meeting all written specifications except for heated mirrors which are not available from the manufacturer. Their bid price for one (1) 2011 Ford E-250 Cargo Van is \$19,163.

**Crew Cab 4x4 Pickup:**

Five bids were received for processing. Sealed bids were opened by the Village

Clerk's Office on Tuesday, March 22, 2011. Joe Rizza Ford of Orland Park, Illinois, was the lowest bidder who met all of the specifications as written. Their bid price for one (1) 2011 Crew Cab 4x4 Pickup was \$28,774.15.

I move to approve awarding the bid for one (1) 1/2 Ton 4x4 Crew Cab Pickup to Northwest Ford Truck Center of Franklin Park, Illinois, in an amount not to exceed \$29,588;

And

Approve awarding the bid for one (1) a 3/4 Ton Cargo Van to Northwest Ford Truck Center of Franklin Park, Illinois, in an amount not to exceed \$19,163;

And

Approve awarding the bid for one (1) Crew Cab 4x4 Pickup to Joe Rizza Ford of Orland Park, Illinois, in an amount not to exceed \$28,774.15.

**This matter was APPROVED on the Consent Agenda.**

**2011-0279 183rd Street and Wolf Road Intersection Watermain Design Engineering - Change of Services**

In July of 2010, the Village Board approved the agreement with McDonough Associates Inc. (MAI) of Chicago, Illinois, to provide engineering services for watermain installation at 183rd Street and Wolf Road. At the time, it was anticipated the work would be included as part of the planned traffic signal installation being pursued by IDOT. We were recently informed by IDOT that the watermain installation is not able to be included as part of their project. As a result, we are required to bid the project separately.

MAI has determined the cost for this additional work, not included in the original engineering scope, is \$11,130. This cost includes the additional drawings, documents, meetings and review required to bid the watermain work on its own.

I move to approve accepting the proposal for the 183rd Street and Wolf Road Intersection Watermain Design Engineering - Change of Services from McDonough Associates Inc. of Chicago, Illinois, for a cost not to exceed \$11,130.

**This matter was APPROVED on the Consent Agenda.**

**2011-0285 Basin Best Practices Project - Consultant Review and Selection**

At the Public Works and Engineering Committee meeting in February 2011, Staff presented a strategy for a structured program to review and improve the first group of detention ponds (Basins) that comprise a critical component of the Village's stormwater management system. To refresh, the broad goals of this global strategy include:



1. Establish a comprehensive Village-wide approach.
2. Provide consistency in expectations among all stakeholders.
3. Utilize the right resources at the right time provided by the best qualified parties.
4. Follow industry best practices for ecological restoration and maintenance.

During March, a Request for Proposals (RFP) was finalized that provided the scope for a technical review of a list of Basins that are of significance to the Village and residents. Seven proposals were received by the due date of April 7, 2011. The proposals were reviewed by a Selection Team that consisted of staff from Public Works and Engineering, Parks, Development Services and the Administration Departments as the Basin responsibilities cut across traditional departmental lines.

The Selection Team examined the proposals for cost, demonstrated technical competencies and successful past performance. It was important that the selected firm possess a clear understanding of the Village's project and challenges, and provide specific examples involving projects of similar size and scope. Multiple references and a plan for stewardship were required, as was a need to demonstrate an educational/communications strategy to educate Village maintenance staff, residents and contractors on the importance of Best Practices management techniques to achieve the Village's desired categorized Basin performance.

Staff reviewed the very competitive proposals, asking six qualified teams to provide a cost-based proposal for improvements to the Village Hall Complex South Basin. This request offered further insight regarding the approach that would be used for Basin evaluation and improvements that may be required elsewhere. Five of the six teams submitted a proposal. Based upon the RFP response and the South Basin proposal, Staff requested three firms to provide an oral presentation on Tuesday, April 26, 2011. This oral presentation allowed Staff to meet the proposed teams, understand in greater detail their project understanding, approach and level of experience, and to ask final questions regarding their proposals.

At the conclusion of this process, the Selection Team recommends that the team of V3 Companies/Engineering Enterprises, Inc. be selected for this first phase of the Basin Best Practices Project. The selected team provided a cost effective proposal, possesses a comprehensive understanding of the Village's goals and is well versed and experienced, having successfully completed multiple projects of similar size and scope on other municipal and private projects. The team demonstrated a clear command of the Village's expectations, the need for value, performance, education, communications and stakeholder involvement.

This initial effort will provide a technical assessment for an initial group of twenty-four (24) basins, a report of their condition including recommendations and

costs for improvements that may be required to achieve the identified basin category, the development and production of educational and communications materials and a series of meetings that will include Staff and the Steering Committee. As outlined during the February presentation, the Steering Committee will assist in the review and prioritization of basin improvements that may be forthcoming. All recommendations for Basin improvements identified are subject to Board review and approval.

I move to approve awarding a contract to V3 Companies of Woodridge, Illinois, to provide professional services, training and communications materials as outlined in their April 7, 2011, proposal for Phase I of the Basin Best Practices Project in an amount not to exceed \$35,470.

**This matter was APPROVED on the Consent Agenda.**

**2011-0286 Village Hall Complex South Basin Improvement Project - Contract Award**

At Staff's request, proposals were received from five firms competing for the Village's Basin Best Practices Project to provide professional and construction services for the restoration of banks of the Village Hall Complex South Basin. The Selection Team and review process for this project is outlined in the Basin Best Practices May 2, 2011, Public Works and Engineering Committee Item.

For the Village Hall South Basin Project, the Selection Team reviewed five cost-based proposals to ensure that the selected firm possessed the vision, capacity and capability to undertake this high-profile project. It was critical that the project provide timely visual improvements to the Village Hall Pond and that the initial phase of the spring planting be completed prior to the onset of summer. Proposals were received from V3, CBBEL, Pizzo & Associates, Conservation Design and Robinson Engineering.

All proposals received were impressive and contained varying elements of importance and enhancements identified by the proposers for their vision of the project. The Selection Team carefully reviewed all five proposals. The final three proposals received further scrutiny during the oral interview presentations by the three finalists; and their proposals were discussed by the Selection Team in great detail during post-presentation deliberations.

The Selection Team understands that there are premier companies that provide these services, and acknowledges that the premier firms provide a final product that is often very detailed and aesthetically pleasing. Lengthy discussion was undertaken by the review team regarding the work proposed, what was required, and the results that are expected.

At the conclusion of this discussion, understanding that the selected firm must provide good value and deliver clearly articulated expectations, it is the Selection Team's opinion that V3 Companies of Illinois' project proposal provided the

superior value-based proposal for this project. V3 has demonstrated success on similar projects and has confirmed that they have the resources available to complete the initial phase of this project to provide noted improvements and stewardship to complete this project. In addition, V3's proposal offered the most value at a cost considerably lower than the next lowest proposal.

I move to approve awarding the contract to V3 Companies of Illinois, Ltd. to provide professional and construction services as outlined in their April 22, 2011, proposal for the restoration of the Village Hall Complex South Basin in an amount not to exceed \$67,850.

**This matter was APPROVED on the Consent Agenda.**

**2011-0192 Toy Box Connection - Ordinance**

On May 2, 2011, the Village Board approved a special use permit for a light industry and assembly facility at 15756 Lagrange Road in Orland Park. The special use permit allows the operation of a charitable non profit organization that collects, repairs, and distributes donated toys to the needy and is subject to conditions as stated in the ordinance.

I move to pass Ordinance Number 4646, entitled: ORDINANCE GRANTING A SPECIAL USE PERMIT - TOY BOX CONNECTION (15756 LAGRANGE ROAD)

**This matter was PASSED on the Consent Agenda.**

**2011-0079 2011 Land Development Code Amendments I - Ordinance**

This petition considers Land Development Code amendments to sections 2-102, 6-207, 6-212, 6-306, 6-307 and 6-312.

The proposed Land Development Code amendments have been separated into two cases for further deliberation to allow for more detailed review. This case, 2011-0079, discusses all the amendments Plan Commission reviewed except for those sign code amendments related to political campaign signs. All amendments were reviewed by Plan Commission on March 8, 2011 and recommended for approval as noted in the below referenced motion.

**Summary of Noteworthy Amendments**

Some of the more noteworthy amendments that Plan Commission reviewed and approved include a new definition for adult use retail areas, changes to the sign ordinance, making funeral parlors and crematoria special uses, and removal of the Congregate Elderly Housing section (Section 6-312) of the Land Development Code. More details about the proposed changes are provided below.

**Adult Use Retail Area**

A definition is proposed for the Land Development Code for adult use retail areas. The new term and definition describes the areas in commercial retail establishments that may sell certain types of adult use related retail merchandise.

The intent is to better control the appearance and sales of adult related merchandise in the BIZ and COR zoning districts.

The new definition limits the total area of such sales to 15% of the gross retail floor area of the establishment and provides specific provisions as to how that floor area will be controlled to prevent access and visibility to minors and the surrounding environment. If the floor area is greater than 15% then the use will be considered an adult use and must abide by the zoning regulations of the zoning district in which it is located.

### **Sign Code Amendments**

Amendments in Section 6-307 Signs dealt mostly with non-substantive housekeeping amendments (changing department names, identifying current practice etc.). In addition to these minor amendments some substantive changes include a change in the size of signs for houses of worship. These signs were made consistent with their commercial counterparts to be consistent with time, place and manner restrictions regarding religious institutional signage. Signs for houses of worship may now have 80 square feet in total sign surface area, 40 square feet per sign surface-the same as commercial.

### **Funeral Parlors and Crematoria**

The proposed amendments seek to make funeral parlors a special use and crematoria an accessory use only to funeral parlors and cemeteries. The Illinois Crematory Act permits the construction of crematories "on or adjacent to any cemetery, on or adjacent to any funeral establishment, or at any other location consistent with local zoning regulations."

Currently in the BIZ and COR zoning districts, the Code permits funeral parlors without crematoria as of right due to the prevalence of existing establishments within these districts. Since the Illinois Crematory Act allows cremation facilities at funeral parlors, the Code is not consistent with state statutes in its prohibition of crematoria. The proposed amendments remove this prohibition and provide a new definition for crematoria that make them accessory uses only. This, in effect, prohibits any stand-alone crematoria in the Village. At the same time, the amendments seek to make funeral parlors special uses in BIZ and COR to better control the establishment of cremation facilities in the Village as well as regulate the traffic impacts of the primary use. The same amendments must be carried out for the Village Center District.

### **Congregate Elderly Housing**

The Congregate Elderly Housing section of the Land Development Code, Section 6-312, sets out project standards, in addition to the special use standards from section 5-105, that should be met in order to develop a congregate elderly housing facility in the Village. The project standards are very detailed and, in the context of the overall Land Development Code, have become over-reaching for the following reasons:

1. This is the only section of the Land Development Code dedicated entirely to one land use.
2. The definition of congregate elderly housing has changed and includes a broader concept of what it used to be. The definition now includes facilities like independent living but age restricted, whereas before it was limited to assisted living, nursery-care etc.
3. The shifting demographics of Orland Park, and the country as a whole, over the past ten years have spurred many new developments and concepts of congregate elderly housing;
4. Most of the project requirements highlighted in this section of the Code are industry standard in new congregate elderly housing facilities and are regulated by state agencies;
5. This section of Code focuses on features for assisted living facilities rather than independent living facilities. This section therefore requires some things that may not be reasonable in every project.

Based on these reasons, the section is proposed for elimination from the Code. It is important to note that the removal of this section does not change the goal of the Village to provide high quality residential development for seniors, and high quality development throughout Orland Park. Because congregate elderly housing requires a special use permit in every zoning district, the Village will still review each new development carefully to make sure they are meeting the high design and quality standards set forth by the Village. This section will be reformatted as a technical guide for developers that are interested in this land use and for staff to review proposed projects.

#### **Additional Amendments**

Additional amendments are proposed to add definitions for front, rear and side yards to help code enforcement and zoning reviews, and change the dimensions of parking spaces from 9 by 18.5 feet to 9 by 18 feet, which is consistent with accepted planning standards. Lastly, the prohibition on on-street parking was modified to allow parking scenarios like those found on 142nd Street, 95th Avenue, Ravinia Avenue, Main Street and Union Avenue (e.g. on-street diagonal pull-out parking).

On May 2, 2011 the Village Board approved Land Development Code amendments for Sections 2-102, 6-207, 6-210, 6-306, 6-307 and 6-312.

I move to pass Ordinance Number 4647, entitled: AN ORDINANCE AMENDING THE LAND DEVELOPMENT CODE OF THE VILLAGE OF ORLAND PARK, AS AMENDED (Section 2-102, Section 6-207, Section 6-210, Section 6-306, Section 6-307 and Section 6-312)

**This matter was PASSED on the Consent Agenda.**

**2011-0186 Victory Martial Arts - Ordinance**

The petitioner requests the approval of a special use permit to locate an indoor recreation facility on 70th Court in the manufacturing zoning district for the purpose of operating a 3,000 square foot martial arts instructional center. Indoor recreation users are often attracted to this area because of the low costs per square foot and spacious buildings. 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. No changes are proposed to the exterior of this building under this petition. Although indoor recreation requires more parking than typical manufacturing uses, the peak hours of operation for the martial arts center are in the evenings and on the weekends, whereas peak office and users in the building are typically weekdays. This facilitates shared parking between the businesses.

On April 12, 2011, Plan Commission held a public hearing for this petition and voted 6-0 to recommend to the Village Board approval of a Special Use Permit to operate Victory Martial Arts, an indoor recreation facility at 15414 70th Court subject to two conditions:

1. All Building Code related items are met.
  2. Any new signage is approved through a separate permitting process.
- At the public hearing, the petitioner and real estate broker both spoke in support of the project. The Plan Commissioners asked questions about operating hours (5-9:30 pm Monday through Thursday & Saturday 8 am-1:30 pm) and the mix of class types, but no concerns were raised.

On April 18, 2011, the Development Services Committee voted 3-0 to recommend to the Village Board approval of a Special Use Permit to operate Victory Martial Arts, an indoor recreation facility at 15414 70th Court subject to the following conditions:

1. All Building Code related items are met.
  2. Any new signage is approved through a separate permitting process.
- The petition is now before the Village Board of Trustees for final review and approval.

I move to pass Ordinance Number 4648, entitled: ORDINANCE GRANTING A SPECIAL USE PERMIT - VICTORY MARTIAL ARTS (15414 70TH COURT)

**This matter was PASSED on the Consent Agenda.**

**2011-0134 Village Code Amendment Title 6 Chapter 2 Nuisances - Ordinance**

On May 2, 2011 the Village Board approved amendments to Title 6 Chapter 2 Nuisances of the Village Code. The amendments were in section 6-2-2-12 Smoking Ban - Public Places. The amendments made the Village Code consistent with Illinois state statutes (Public Act 095-0017) regarding the

regulation of indoor smoking for freestanding buildings.

I move to pass Ordinance Number 4649, entitled: AN ORDINANCE AMENDING TITLE 6 CHAPTER 2 SECTION 2-12 OF THE ORLAND PARK MUNICIPAL CODE, REGARDING SMOKING BAN IN PUBLIC PLACES IN THE VILLAGE OF ORLAND PARK, COOK AND WILL COUNTIES, ILLINOIS

**This matter was PASSED on the Consent Agenda.**

## **COMMUNITY EVENTS & OUTREACH**

### **2011-0210 Art in the Park Program**

Trustee Fenton reported that this item was reviewed at the May 2, 2011 Community Events and Outreach Committee.

The Committee discussed whether to continue leasing these or other sculptures or purchase the sculptures. The funding of these sculpture purchases was discussed and it was recommended by Trustee Murphy that consideration be given to allocating a greater amount of funds from the golf outing.

Trustee Fenton expressed concern as to the impact on Open Lands if a change in the allocation was made.

Trustee Schussler indicated that he felt purchasing the art made better long-term financial sense than renting. A motion was made to purchase the sculptures and was approved with a vote of 2-1 at the May 2, 2011 Community Events and Outreach Committee.

Trustee Fenton stated that after the Committee meeting, further research and discussion with staff occurred and she would like to recommend to the Board to continue leasing the sculptures for one year.

President McLaughlin stated that with the cash amounts raised at the open lands golf outing and through donations for the Arts in the Parks program he believes that there would not be a problem to cover the cost of leasing these sculptures at this time, rather than outright purchasing them.

I move to approve continuing to lease art sculptures and to negotiate an agreement to continue the current lease with Plamen Yordanov for his sculpture "Double Mobius Strip" for a one year agreement at terms to be determined and mutually agreed upon.

and

Approve continuing to lease art sculptures and to approve an agreement to continue the current lease with Nicole Beck for her sculpture "What Knot" for a one year agreement in the amount of \$2,500.00.

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

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

**Nay:** 0

**Absent:** 2 - Trustee Dodge and Trustee Schussler

## **DEVELOPMENT SERVICES AND PLANNING**

### **2011-0200 14306-10 Union Avenue - Certificate of Appropriateness**

The petitioner proposes to replace a door on the south end of the east storefront elevation in order to bring the building into compliance with the Rental Housing Ordinance and Property Maintenance Code.

14306-10 Union Avenue is known historically as the Orland Park Hotel. The building is listed as a local landmark on the Local Register of Significant Places in Section 5-110 of the Land Development Code. It is also listed as a contributing structure of the Old Orland Historic District.

The 2008 Residential Area Intensive Survey (RAI) identifies 14306-10 Union Avenue as a 19th Century Commercial/ Storefront/ Italianate building. The survey categorizes the integrity of the building as medium and the condition as good. Since the survey, the conditions of the building have deteriorated. The main façade of the building shows signs of weather-beating with paint decayed and architectural elements (i.e. dentils) missing from cornice work and window frames.

The building has been recently cited due to violations of the Rental Housing Ordinance. The second floor of the building contains approximately three apartments. Access to these rental units is provided by a door at the south end of the east elevation. A property maintenance and rental housing inspection identified that the current door on the building is decayed and the construction of the door (an eight light glass front door) does not meet Rental Housing requirements for security.

The petitioner proposes to change the apartments' first floor door with a solid door that is closer in type to a historic door noted on a historic photograph of the building.

On April 19, 2011, the Historic Preservation Review Commission recommended moved 5-0 to recommend to the Village Board of Trustees to approve the Certificate of Appropriateness for the proposed side door on the storefront façade of the landmark building at 14306-10 Union Avenue, the "Orland Park Hotel", subject to the following conditions:



1. That the door meets all Rental Housing Ordinance requirements;
2. That all building code related items are met;
3. That building permits are obtained prior to construction;
4. That all property maintenance issues are resolved; and
5. That the petitioner uses Door 70 in the attached City Lites catalog sheet.

I move to approve the Certificate of Appropriateness for the proposed side door on the storefront façade of the landmark building at 14306-10 Union Avenue as indicated in the bellow fully referenced motion.

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

I move to approve the Certificate of Appropriateness for the proposed side door on the storefront façade of the landmark building at 14306-10 Union Avenue, the "Orland Park Hotel", subject to the following conditions:

1. That the door meets all Rental Housing Ordinance requirements;
2. That all building code related items are met;
3. That building permits are obtained prior to construction;
4. That all property maintenance issues are resolved; and
5. That the petitioner uses Door 70 in the attached City Lites catalog sheet.

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

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

**Nay:** 0

**Absent:** 2 - Trustee Dodge and Trustee Schussler

**2011-0090 The Irish Patriot - Certificate of Appropriateness**

The purpose of this petition is to install a 140 square foot mechanical system screening enclosure at the rear of the masonry building.

The petitioner proposes to install HVAC and other mechanical systems at the rear of the building. To mitigate the appearance of the mechanical systems, the petitioner proposes to construct an enclosure that resembles the building's approved storefront architecture. The enclosure would screen the mechanicals from the Union Avenue right-of-way, the parking lot area and any future outdoor seating area.

On April 19, 2011, the Historic Preservation Review Commission moved 5-0 to recommend to the Village Board to approve the elevation drawings titled "Irish Patriot", prepared by Philip J. Riley Architects, dated 3/15/11, sheet M-3, subject to the following conditions:

1. That all building code related items are met;
2. That all necessary building permits are obtained;
3. That the petitioner addresses accessibility issues associated with the mechanical screening enclosure regarding emergency access to the second story windows and access to the platform for the maintenance of the mechanical systems;
4. That the materials, colors and dimensions be outlined on the elevation drawings prior to the project advancing to the Village Board.

Since the HPRC, the petitioner has not met condition 4 though he did indicate at the meeting that all the materials would match the Board approved elevations from 2010. As a result, the condition is modified below to state that the materials and colors match the Board approved elevations of the Irish Patriot Restaurant from case number 2010-0400 and that the enclosure system is scaled to complement the Board approved elevations.

Trustee Ruzich stated that she abstained due to the petitioner was a prior client of hers.

I move to approve the Certificate of Appropriateness for the Irish Patriot at 9875 W. 143rd Street to construct a mechanical screening enclosure at the rear of the property as indicated in the bellow fully referenced motion.

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

I move to approve the Certificate of Appropriateness for the Irish Patriot at 9875 W. 143rd Street to construct a mechanical screening enclosure at the rear of the property as depicted in the elevation drawings titled "Irish Patriot", prepared by Philip J. Riley Architects, dated 3/15/11, sheet M-3, subject to the following conditions:

1. That all building code related items are met;
2. That all necessary building permits are obtained;
3. That the petitioner addresses accessibility issues associated with the mechanical screening enclosure regarding emergency access to the second story windows and access to the platform for the maintenance of the mechanical systems;
4. That the materials and colors match the Board approved elevations of the Irish Patriot Restaurant from case number 2010-0400 and that the enclosure system is scaled to complement the Board approved elevations.

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

**Aye:** 4 - Trustee Fenton, Trustee O'Halloran, Trustee Gira, and Trustee McLaughlin

**Nay:** 0

**Abstain:** 1 - Trustee Griffin Ruzich

**Absent:** 2 - Trustee Dodge and Trustee Schussler

## MAYOR'S REPORT

### 2011-0314 Village of Orland Park Relocation Incentive Program for Orland Plaza Businesses

Village Manager Grimes reported that in an effort to continue the Village's strong history of being business friendly and promoting economic development, President McLaughlin has developed and is proposing a new incentive program for impacted existing Orland Plaza Businesses. The program provides additional Village assistance for businesses who choose to relocate within Orland Park. A summary of the details of the program was attached for review to the Board packet.

While the Village is required by law to pay for certain relocation costs, these proposed incentives are over and above federal requirements. It is President McLaughlin's hope and desire that every business that decides to relocate, will choose Orland Park.

The proposed program will result in real cost savings for each business, ranging from \$4,000 to upwards of \$50,000.

I move to approve President McLaughlin's Relocation Incentive Program for Orland Plaza Businesses, as outlined in **EXHIBIT A**.

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

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

**Nay:** 0

**Absent:** 2 - Trustee Dodge and Trustee Schussler

## BOARD COMMENTS

TRUSTEE O'HALLORAN - Welcomed Trustee Ruzich to the Board.

TRUSTEE FENTON - Reminded everyone that the Farmers Market will open at 7:30 AM to 1:00 PM on Friday, June 3, 2011.

## EXECUTIVE SESSION

I move to recess to a Closed Executive Session for the purpose of discussion of a) approval of minutes; and b) the purchase or lease of real property for the use of the village.

**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:** 5 - Trustee Fenton, Trustee O'Halloran, Trustee Gira, Trustee Griffin Ruzich, and Trustee McLaughlin

**Nay:** 0

**Absent:** 2 - Trustee Dodge and Trustee Schussler

**RECONVENE BOARD MEETING**

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

Purpose of the Executive Session was for the discussion of a) approval of minutes; and b) the purchase or lease of real property for the use of the village.

**ADJOURNMENT**

**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:** 5 - Trustee Fenton, Trustee O'Halloran, Trustee Gira, Trustee Griffin Ruzich, and Trustee McLaughlin

**Nay:** 0

**Absent:** 2 - Trustee Dodge and Trustee Schussler

/nm

APPROVED:

Respectfully Submitted,

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**David P. Maher, Village Clerk**



## EXHIBIT A



### *Village of Orland Park Relocation Incentive Program for Orland Plaza Businesses*

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In an effort to assist existing Orland Plaza Businesses with their relocation plans, Mayor McLaughlin and the Village Board of Trustees have adopted the following Relocation Incentive Assistance Program. This program is in addition to the payment of actual Relocation Costs required under the Federal Uniform Relocation Act. The Village of Orland Park has always desired to relocate impacted businesses within the Orland community. This program will provide additional monetary savings to local businesses looking to relocate within Orland Park.

#### Summary of Incentives

1. The Village will waive the following Planning & Building Fees associated with Relocation:
  - Planning Petition Fees
  - Plan Review Fees (Building, Mechanical, Electrical, Health, Energy, IAC)
  - Fire Reviews Fees (Fire Alarms, Sprinklers, Kitchen Hoods & Suppression Systems)
  - Building Inspection Fees
    - Energy
    - Mechanical
    - Electrical
    - Health
    - IAC
  - Occupancy Permit Fees
  - Zoning Permits
  - Business License Transfer – Year 1
  - Traffic Impact Fees – if applicable
  - Water Tap Fees – if applicable
  - Water Meter Fee
  - Sign Permits, including grand opening temporary signs/banners
2. Expedited Plan Review Schedule
3. Marketing of New Location via Village media outlets.

4. Mayor's Business Expansion & Retention Loan Program
  - a. Participants must comply with the loan application program requirements.
  - b. Availability of Funds limited to loan fund balance and capped at \$100,000 or no more than 33% of total project costs, whichever is less.

#### Requirements for Participation

1. Must relocate within Orland Park and reestablish business within 12 months of vacating existing tenant space.
2. Only Businesses that were located within the Plaza at the time of the filing of the Eminent Domain Court Case, and impacted by, are eligible.
3. Businesses must comply with all applicable Village Code Requirements & Approvals.
4. Any Direct or Pass Through Village costs, such as Village Engineering Review Fees through the Village's consultant (CBBEL), would still be required to be paid. These would typically apply to new construction/engineering plan review only.

#### Anticipated Cost Savings

This program will result in additional direct project cost savings for each business. For a typical existing tenant renovation/build out (4,000 sq. ft.), the savings would be approximately \$4,000. For a new commercial permit (10,000 sq. ft.), the savings would be approximately \$50,000.