

# VILLAGE OF ORLAND PARK

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



## Meeting Minutes

Tuesday, September 3, 2013

7:00 PM

Village Hall

## Board of Trustees

*Village President Daniel J. McLaughlin  
Village Clerk John C. Mehalek  
Trustees, Kathleen M. Fenton, 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 7:02 PM.

**Present:** 5 - Trustee Fenton, Trustee Schussler, Trustee Gira, Trustee Griffin Ruzich and President McLaughlin

**Absent:** 1 - Trustee Dodge

## VILLAGE CLERK'S OFFICE

### 2013-0524 Approval of the August 19, 2013 Regular Meeting Minutes

The Minutes of the Regular Meeting of August 19, 2013, 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 August 19, 2013.

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

**Aye:** 5 - Trustee Fenton, Trustee Schussler, Trustee Gira, Trustee Griffin Ruzich, and President McLaughlin

**Nay:** 0

**Absent:** 1 - Trustee Dodge

### 2013-0523 The Spirit of America Car Show - Raffle License

The Spirit of America Car Show is requesting a license to conduct a raffle at their car show that will take place on Saturday, September 7, 2013 (or a rain date of Saturday, September 28, 2013) at The Orland Square Mall parking lot between Sears and JCPenneys. All proceeds will benefit the Orland Township Food Pantry.

I move to approve issuing a raffle license to the Spirit of American Car Show to conduct a raffle at their car show event on Saturday, September 7th (or a rain date of Saturday, September 28, 2013) at Orland Square Mall.

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

**Aye:** 5 - Trustee Fenton, Trustee Schussler, Trustee Gira, Trustee Griffin Ruzich, and President McLaughlin

**Nay:** 0

**Absent:** 1 - Trustee Dodge

**2013-0527 Orland Park Chamber of Commerce - Raffle License**

The Orland Park Chamber of Commerce is requesting a license to conduct a raffle at the Community Expo event at Sandburg High School on Saturday, October 19, 2013.

I move to approve issuing a raffle license to the Orland Park Chamber of Commerce to conduct a raffle at the Community Expo event at Sandburg High School on Saturday, October 19, 2013 at 1:00 PM.

**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 Gira, Trustee Griffin Ruzich, and President McLaughlin

**Nay:** 0

**Abstain:** 1 - Trustee Schussler

**Absent:** 1 - Trustee Dodge

**PROCLAMATIONS/APPOINTMENTS/PRESENTATIONS****2013-0510 Recognition of Lifesavers - Presentations**

President McLaughlin presented Life Saving Awards to resident David Bornstein and Village employees Patrick Melaniphy, Lucas Fritsch, Rebecca Mallon, Christie Demas, and Will Seidelmann for their actions in saving a child from drowning at CPAC on August 8, 2013.

**This was a presentation, NO ACTION was required.**

**PRE-SCHEDULED CITIZENS & VISITORS****2013-0511 35th Annual Orland "Open" Spelling Bee - Presentation**

Spelling Master Bill Smith spoke before the Board regarding the 35th Annual Orland "Open" Spelling Bee that this year is co-sponsored by the Village of Orland Park and the Presbyterian Church in Orland Park.

This is an "open" (Age 8 to senior Citizen) Spelling Bee that is being held at the Orland Park Civic Center, 14750 South Ravinia Avenue Park on Sunday, October 20, 2013, beginning at 2:00 PM and concludes at 4:30 PM.

**This was informational, NO ACTION was required.**

## CONSENT AGENDA

### Passed the Consent Agenda

**A motion was made by Trustee Schussler, 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 Schussler, Trustee Gira, Trustee Griffin Ruzich, and President McLaughlin

**Nay:** 0

**Absent:** 1 - Trustee Dodge

### 2013-0518 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 August 2, 2013 in the amount of \$1,081,792.48, the Monthly Hourly Payroll for August 9, 2013 in the amount of \$17,579.72 and the Bi-Weekly Payroll for August 16, 2013 in the amount of \$1,103,859.75.

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

### 2013-0516 Accounts Payable - Approval

The Minutes of the Regular Meeting of November 15, 2004, 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 Accounts Payable from August 20, 2013 through September 3, 2013 in the amount of \$4,763,101.43.

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

### 2013-0493 Additional Mandated Water Testing - Proposal

On May 2, 2012, the United States Environmental Protection Agency (USEPA) published the final rule detailing the monitoring of unregulated contaminants in public water systems (UCMR3).

Under the new UCMR3 Rule, all Public Water Systems over 10,000 customers must participate in the monitoring of twenty-one (21) unregulated contaminants. The Village of Orland Park was also selected to participate in a screening survey of seven (7) additional contaminants.

These twenty-eight (28) contaminants must be sampled on a quarterly basis for one (1) year starting in April 2013 and ending in 2014.

Proposals for UCMR3 testing were obtained from the following three (3) area laboratories for each sampling period:

UL Laboratories of South Bend, Indiana  
@ \$2,172 per sample event.

American Water Central Laboratories of Belleville, Illinois  
@ 1,740 per sample event.

Suburban Laboratories, Inc. of Hillside, Illinois  
@ \$1,550 per sample event.

In addition, Suburban Laboratories is the incumbent contractor for performing our required Stage II Disinfectant Byproducts Testing at an annual cost of \$3,995.

Therefore, staff recommends accepting the proposal from Suburban Laboratories, Inc. of Hillside, Illinois, for UCMR3 testing in the amount of \$6,200 (four quarters x \$1,550) plus routine Stage II Disinfection Byproduct Testing in the amount of \$3,995 for a total cost of \$10,195.

I move to approve accepting the proposal for additional mandated UCMR3 Testing and routine Stage II Disinfectant Byproducts Testing from Suburban Laboratories, Inc. of Hillside, Illinois, for an amount not to exceed \$10,195.

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

#### **2013-0494 Large Water Meter Testing - Proposal**

There are currently 729 large water meters ranging in size from 1-1/2" to 8" within the Village-maintained water system. The Utility Division of the Public Works Department last conducted large meter testing between 2004 and 2007. To minimize unaccounted-for-water loss, the American Water Works Association recommends testing large water meters at a minimum of every four years.

Legal notice for Request for Proposals for Meter Testing was placed in the SouthtownStar Newspaper on Friday, July 26, 2013. Two (2) proposals were received for processing (copies attached). The sealed proposals were opened on Friday, August 9, 2013. After review, it has been determined the low bidder which meets all qualifications is M.E Simpson Co., Inc. of Valparaiso, Indiana. Their costs, which are the same for daytime and after hours testing are: \$195 for 1-1/2", \$225 for 2" - 3" and \$245 for 4" to 6" for fiscal years 2013 and 2014 and \$200, \$230 and \$250, respectively, for fiscal year 2015. If a meter fails a test due to mechanical error, M.E. Simpson Co. will repair the meter and charge the

Village the manufacturer's list price of the replacement parts, plus 5%. The total number of meters tested and repaired annually will be based on the Board approved budgeted amount. There is currently \$145,000 available for meter testing in 2013.

I move to approve accepting the proposal from M.E. Simpson Co., Inc. of Valparaiso, Indiana, for the testing of large water meters at a cost of \$195 for 1-1/2", \$225 for 2" to 3", and \$245 for 4" to 6" for fiscal years 2013 and 2014 and \$200, \$230, and \$250, respectively, for fiscal year 2015,

and

Approve the repair of large water meters at a cost of the manufacturer's list price of replacement parts, plus 5%.

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

#### **2013-0495 Sidewalk Concrete Raising/Mud Jacking - Proposal**

For many years the Village has contracted out concrete raising/mud jacking of public sidewalk. This method is less invasive and more economical than tearing out and replacing sidewalk. In nearly all instances the method requires minimal or no restoration to the surrounding area.

Staff has requested proposals from three vendors:

Quick Raising Concrete of Lockport, Illinois, submitted a price of \$1.20 per square foot or \$30 per sidewalk square.

Affordable Concrete Raising of Frankfort, Illinois, submitted a price of \$1.93 per square foot or \$48.25 per sidewalk square as part of our Road Improvement Program.

Raise-Rite Concrete Lifting of Carol Stream, Illinois, submitted a price of \$2.65 per square foot or \$66.25 per sidewalk square.

Quick Raising Concrete of Lockport, Illinois, has submitted the lowest cost and has also submitted a three year extension cost through 2016 of \$1.40 per square foot or \$35 per sidewalk square. The extension cost increase is due to rising fuel costs for both travel and gas powered equipment. However, this extension cost is lower than the other 2013 proposals submitted. This would allow us to raise over 300 squares of concrete sidewalk annually.

I move to approve accepting the proposal from Quick Raising Concrete of Lockport, Illinois, for sidewalk concrete raising for year 2013 at \$1.20 per square foot and for years 2014 through 2016 at \$1.40 per square foot for an overall cost not to exceed \$12,000 annually.

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

**2013-0496 Public Works Utility Division and Building Maintenance Vehicles - Bid Award**

The 2013 Fiscal Year Budget has a Board approved line item in the amount of \$45,000 for one (1) Crew Cab Chassis with Stake Body for the Public Works Utilities Division and \$30,000 for the purchase of one (1) 3/4 ton Cargo Van for the Building Maintenance Division.

Legal notice was placed in the SouthtownStar Newspaper on Wednesday, July 3, 2013, for the Crew Cab Chassis with Stake Body and on Wednesday, July 17, 2013, for the 3/4 ton Cargo Van.

Utility Division Crew Cab Chassis with Stake Body:

Three (3) bids were received for processing. The sealed bids were opened by the Village Clerk's Office on Thursday, July 18, 2013. Joe Rizza Ford of Orland Park, Illinois, was the low bidder with two variances that have been clarified with the dealer and approved by the V&E/Transportation Manager. Their bid price for one (1) 2014 F350 XL Crew Cab Chassis with Stake Body is \$39,199 (\$5,801 under the budgeted amount). Rizza Ford can deliver the vehicle in 103 days after receipt of order.

Building Maintenance 3/4 Ton Cargo Van:

Four (4) bids were received for processing. Sealed bids were opened by the Village Clerk's Office on Wednesday, July 31, 2013. Raymond Auto Group of Antioch, Illinois, was the lowest bidder who met all of the specifications as written. Their bid price for a 2014 Chevrolet 3/4 ton Cargo Van is \$26,433 (\$3,567 under the budgeted amount). Raymond can deliver in sixty - ninety days after receipt of purchase order. There were no local bidders.

I move to approve awarding the bid for one (1) 2014 F350 XL Crew Cab Chassis with Stake Body for the Public Works Utility Division to Joe Rizza Ford of Orland Park, Illinois, in an amount not to exceed \$39,199;

And

Approve awarding the bid for one (1) 2014 Chevrolet 3/4 ton Cargo Van for Building Maintenance to Raymond Auto Group of Antioch, Illinois, in an amount not to exceed \$26,433.

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

**2013-0497 Disposal of Certain Village Equipment - Ordinance**

The Public Works Department is requesting that the Village declare the equipment described in Exhibit A attached as surplus property and to dispose of the same through Public Surplus.com (online auction). These items are no longer necessary or useful for the Village of Orland Park.

In order to legally dispose of municipal property, the Village must adopt an ordinance that describes the items to be sold.

I move to pass Ordinance Number 4837, entitled: AN ORDINANCE AUTHORIZING DISPOSAL BY PUBLIC AUCTION OF PERSONAL PROPERTY OWNED BY THE VILLAGE OF ORLAND PARK, ILLINOIS

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

**2013-0501 Development of Vehicle Bid Specifications - Consultant - Board Approval**

The Vehicles & Equipment Division of the Public Works Department has several replacement bid specification projects requiring completion. To facilitate this work, Richard L. Hanik (former V&E Superintendent) has agreed to assist in a consultant capacity to research and complete the bid specification writing for these vehicles.

Mr. Hanik has been working with the V&E Operations Manager and has already completed several specifications. Due to the complexity of some of the required investigation and research, additional time is needed to complete the project. Therefore, staff recommends allocating an amount not to exceed \$7,000 for Mr. Hanik's consultant services.

I move to approve authorizing the consultant services of Richard L. Hanik in an amount not to exceed \$7,000.

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

**2013-0504 ComEd Cable Burial - LaGrange Road Corridor- Amended Proposal**

At the Board Meeting on March 4, 2013, authorization was approved for the relocation of overhead electric facilities along LaGrange Road from 144th Place to 147th Street in the amount of \$975,000. At that time, IDOT Engineering for the LaGrange Road Corridor Improvement Project established the need for several retaining walls between 144th Place to 147th Street. The design of the walls has subsequently changed to sheet pile type retaining walls because of logistics with the numerous utilities in the tight right-of-way area. Due to the proximity of the proposed underground ComEd cable to the retaining wall, the installation of the conduit needed to change. The new conduit needs to be installed at a deeper elevation to avoid a conflict with the new wall design. The deeper installation required additional excavation and shoring not included in the original proposal. While the total cost to ComEd is more than \$100,000, they have agreed to only pass along an amount of \$66,561.

I move to approve accepting the amended proposal from ComEd for the relocation of overhead electric facilities along LaGrange Road from 144th Place to 147th Street for an additional \$66,561 and a total cost of \$1,041,561.

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



**2013-0446 9833 W. 144th Place - Certificate of Appropriateness and Subdivision**

The purpose of this petition is to resubdivide two lots in the Old Orland Historic District, that currently serve one dwelling unit, into two equally sized lots for two new single family homes to be constructed. Located at 9833 W. 144th Place, P.I.N.(s): 27-09-216-050; -017; -018, Size: 11,250 square feet

The proposed subdivision is related to a Certificate of Appropriateness petition (case number 2013-0427) approved by the Historic Preservation Review Commission on July 16, 2013 by a vote of 5-0-1 (with one abstention). The site plan and elevations are attached for review.

The petitioner is proposing to demolish an existing 118 year old National style structure in the Old Orland Historic District, re-subdivide the property at 9833 W. 144th Place into two equally sized parcels and construct two new single family homes in the same architectural style.

The house on Lot 1 will be approximately 2,332 square feet. The house on Lot 2 will be approximately 2,436 square feet. The elevation and design of the two houses were reviewed by the HPRC on July 16, 2013. The houses are essentially the same design, except that one is the inverse of the other.

Both homes will sit on equal sized lots and will meet all the setback requirements of the Old Orland Historic District zone. However, since the project requires a re-subdivision to allow the construction of the two new homes, the project was heard via a public hearing at the Plan Commission to evaluate density changes for the area.

No variances from the Code are requested by this petition. Overall, the project conforms to the Village's Comprehensive Plan, Land Development Codes and policies for this area.

The proposed subdivision appears as an increase in the density of the area because two homes are replacing one home. It is important to note that the existing home and surrounding area consist of two lots, both developable per Old Orland bulk regulations. The subdivision results in two equal sized lots rather than two slightly different sized lots. At the core of the subdivision is the exchange of five (5) feet from one lot to the other, making two existing lots that are 50 feet and 40 feet respectively into two lots that are 45 feet and 45 feet.

The site has functioned historically as a single property to a single family home. The proposed project lends the perception of increased density simply by building a second house. The additional house does not change the permitted density of the area, which has been long-standing since the Humphrey Subdivision (1880).

On July 16, 2013, the Historic Preservation Review Commission moved 5-0-1 to recommend to the Village Board to approve a Certificate of Appropriateness for two new single family homes and their elevations proposed at 9833 W. 144th Place as shown in the elevation drawings titled "Two Story Residence for 9833 W. 144th Place Lo1" and "Two Story Residence for 9833 W. 144th Place Lot 2", prepared by IJM Group Inc., sheets A-1.0 for each elevation drawing, dated 7/11/13, subject to the following conditions:

- 1) Correctly display Lot 1 and Lot 2 titles on the elevation drawings to match the site plan.
- 2) The Certificate of Appropriateness is subject to the approval of the 144th Place Re-Subdivision by the Village Board.

On August 13, 2013, the Plan Commission moved 4-0 to recommend to the Village Board approval of the subdivision per the proposed plat of survey titled "144th Place Re-Subdivision" with a number of conditions.

On August 19, 2013, the Development Services and Planning Committee, by a vote of 3-0 moved to recommend to the Village Board approval of a subdivision per the proposed plat of survey titled "144th Place Re-Subdivision", prepared by Geopool CML Engineering Land Surveyors, dated 7/9/13, sheet 1 of 1, subject to the following conditions:

- 1) Submit a Plat of Subdivision to the Village for recording.
- 2) Meet all final engineering and building code related items.
- 3) Correctly display Lot 1 and Lot 2 titles on the elevation drawings to match the site plan per the recommendation for approval of the Certificate of Appropriateness.
- 4) Meet all final engineering and building code related items.
- 5) Work with staff to address engineering issues on water runoff.
- 6) Require a 10' utility easement on the south end of both new resubdivided lots and relocate garages to 15' setback on south wall.
- 7) Work with staff and the contiguous property owner to achieve a 10' utility easement on the south end of said property.

A few residents attended and provided comments to the Plan Commission on August 13. Many of the comments were unrelated to the petition for subdivision. One resident expressed concerns as related to stormwater and engineering. The Plan Commission added some conditions (conditions 5, 6, and 7 as noted above), that the petitioner agreed to, in order to further explore any potential stormwater issues in this area. Due to the abbreviated time frame between Plan Commission and the Committee meetings, staff and the petitioner had not worked through the conditions.

Since the Committee meeting, staff and the petitioner worked through the conditions. Condition 3 was met. With regard to Condition 5, it was determined

that the 10 foot utility easement referenced in Condition 6 is present on the proposed plat of survey and will meet the storm water runoff needs of the Village. As a result, Condition 6 is modified: the requirement for the 10 foot utility easement is removed, since it already is on the proposed plat, and the garage setback is reduced from 15 feet to 10 feet to be consistent with the proposed easement. Condition 7 is also met.

Both conditions from the HPRC are satisfied via the above Development Services and Planning Committee motion.

Cases 2013-0427 and 2013-0446 are now before the Village Board of Trustees for consideration jointly. 2013-0427 is the Certificate of Appropriateness for this project in the Old Orland Historic District. 2013-0446 is the subdivision.

I move to approve the Certificate of Appropriateness and subdivision for two single family homes on two lots at 9833 W. 144th Place as recommended at the July 16, 2013 Historic Preservation Review Commission meeting and the 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 Certificate of Appropriateness for two new single family homes and their elevations proposed at 9833 W. 144th Place as shown in the elevation drawings titled "Two Story Residence for 9833 W. 144th Place Lo1" and "Two Story Residence for 9833 W. 144th Place Lot 2", prepared by IJM Group Inc, sheets A-1.0 for each elevation drawing, dated 7/11/13,

And

I move to approve a subdivision per the proposed plat of survey titled "144th Place Re-Subdivision", prepared by Geopool CML Engineering Land Surveyors, dated 7/9/13, sheet 1 of 1, subject to the following conditions:

- 1) Submit a Plat of Subdivision to the Village for recording.
- 2) Meet all final engineering and building code related items.
- 3) Require a 10 foot setback from the south property line to match the 10 foot utility easement.

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

#### **2013-0456 Indoor Smoking Ban - Village Code Amendments**

The proposed amendment seeks to clarify existing regulations related to retail tobacco stores and the applicability of indoor smoking in free standing structures. The proposed amendment is in response to recent applications of smoking establishments near residential, parks and school properties.

The proposed amendment is divided into two parts. The first part deals with an existing business that was grandfathered as a retail tobacco store and the second part deals with future retail tobacco stores.

Under "Exemption for Existing Business and Free Standing Buildings", sub-section 1 grandfathers Belicoso Cigar Lounge at 15443 S. 94th Avenue (Mario Tricocci Shopping Center) with a set of provisional conditions in the Indoor Smoking Ban ordinance. Initially the proposed amendment sought to eliminate sub-section 1 entirely from the Village Code. However, since the Development Services and Planning Committee meeting the proposed amendment was revised to keep much of sub-section 1 but to change the name of the business that is grandfathered from Belicoso Cigar Lounge to "D'wan Hookah Lounge or D'wan Cigar and Hookah Lounge".

Belicoso Cigar Lounge ceased operations in 2011 (the last issued business license). The provisions currently within the code have served the purpose of regulating that grandfathered cigar lounge. Now that the licenses and grandfathered status for Belicoso Cigar Lounge have expired, the provisions are obsolete for that site as no new indoor smoking business can locate there. However, the proposed amendment seeks to reuse the language of this provision and apply it to a new business that will be grandfathered to the Indoor Smoking Ban updates outlined in these amendments: D'wan Hookah Lounge in Old Orland. D'wan Hookah Lounge is grandfathered because that business has obtained building permits and approvals for its current location prior to these amendments.

In the case of the 94th Avenue site, any new business (even if it were to use the same business name) cannot locate in that shopping center per the State's indoor smoking ban statutes. In the case of the Old Orland site, any new business (even if it were to use the same business name) cannot locate in that free-standing building per the Village's Indoor Smoking Ban updates (see below).

The D'wan [Cigar and] Hookah Lounge will be the only grandfathered Retail Tobacco Store, per State statute, to not follow the below regulations.

Sub-section 2 under the same regulation identifies indoor smoking exemptions for retail tobacco stores. Currently, the Village Code requires the business to be in a free standing building solely occupied by the business, to be registered for and authorized by a tobacco license, and to be a controlled environment where smoke does not migrate to places where indoor smoking is prohibited.

The proposed amendment breaks these existing regulations into a list and adds a proximity limitation for locating in free standing buildings. The business must be 100 feet from any residential, park or school property measured from lot line to lot line. Adding this proximity limit is within the rights of a Home Rule municipality to be more restrictive than State statutes to protect residences and places where children are present from the presence and nuisances related to tobacco

smoking. One hundred feet is considered a balanced distance when measuring from lot line to lot line, particularly when considering the additional distances placed between buildings that result from the setbacks from those lot lines.

In addition to this proximity limit, the free standing structure must also be at least 20 feet from any other non-accessory building. This provision is added to ensure smoke does not migrate via ventilation systems etc. to places where smoking is prohibited. The provision is intended to place a minimum distance between commercial buildings in a non-residential district and to limit the number of retail tobacco stores where buildings are close together (e.g. Old Orland Historic District).

The proposed amendment also limits the hours of operation for retail tobacco stores to 11:00 p.m. on weekdays and 12:00 a.m. for Fridays and Saturdays in the OOH, BIZ and VC zoning districts. The hours of operation will not be regulated for retail tobacco stores located in the COR zoning district since the proximity between residential and commercial properties tend to be greater than in BIZ or VC and COR zoning allows higher intensity land uses.

Limiting the hours of operation in OOH, BIZ and VC zoning districts is important because while a 100 foot proximity limit to residential properties will be in effect, that distance only means that a residential property will not have a retail tobacco store immediately adjacent. A retail tobacco store could still be within residential earshot while maintaining the 100 foot distance. Therefore, limiting the hours of operation maintains a regular business schedule for retail tobacco stores that function socially like restaurant uses as places to gather (typically as lounges). Other non-residential zoning districts like ORI and MFG do not permit retail land uses.

Finally, the proposed amendment will require retail tobacco stores with indoor smoking privileges in free standing structures to have fire sprinkler and alarm systems installed in the building prior to occupancy. The provision does not distinguish historic buildings or legal non-conforming buildings as exempt from the requirement. Should a retail tobacco store propose to occupy a free standing building that has never had a fire sprinkler system, the Village will require the fire suppression systems because of the nature of the business and the dependency on using open flames (lighters, matches etc.) to burn substances to create smoke.

I move to approve the Village Code Amendment as shown in the attachment titled "Village Code Indoor Smoking Ban Amendment", prepared by the Development Services Department and dated August 27, 2013 for Title 6 Chapter 2 Nuisances of the Village Code.

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

**2012-0202 Parkview Christian Church Addition - Landscape Plan**

This is a request for approval of a landscape plan for the proposed Parkview Christian Church Addition, to be located at 11100 Orland Parkway. The Village Board approved the Site Plan and Elevations on August 6, 2012 with the condition that the petitioner submits a landscape plan, meeting all Village Codes, for separate review and approval within 60 days of final engineering approval with the following conditions:

1. Include bicycle parking facilities for up to 30 bicycles.
2. Provide a landscape plan that appropriately accommodates foundation landscaping requirements in the proposed outdoor plaza area.
3. Screen all garbage enclosures from view of neighboring properties and rights-of-way with appropriate landscape screening.
4. Submit a Final Landscape Plan, meeting all Village Codes, for separate review and approval within 60 days of final engineering approval.

Per Code requirements, the petitioner submitted a landscape plan that has been reviewed and approved by the Village's Landscape Architect consulting firm.

I move to accept as findings of fact the findings of fact as set forth in this staff report dated August 28, 2013.

and

I move to approve the landscape plan titled, 'Parkview Christian Church Landscape Master Plan', prepared by Designing Environments, dated July 31, 2013, sheets L5.0 - L5.4 with the following conditions:

1. Include bicycle parking facilities for up to 30 bicycles.

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

**2013-0488 147th Street and Ravinia Avenue Roundabout Phase I Engineering Design Services**

As part of the FY 2013 Budget the Village Board approved the engineering for a roundabout at 147th Street and Ravinia Avenue. The intersection currently operates as an all-way stop control. A roundabout at this location has been contemplated by the Village for a number of years to improve traffic flow as well as providing an opportunity for the Village to aesthetically enhance the intersection. The Village has secured funding from the Southwest Conference of Mayors' (SCM) Surface Transportation Program (STP) for all phases of this project.

On May 24, 2013, the Village issued a Request for Qualifications (RFQ). Eleven submittals were received on June 10, 2013. Based on the criteria in the RFQ, the submittals were evaluated, rated and three firms were selected for an interview -

Strand Associates, HR Green and Baxter & Woodman. Upon completion of the interviews, Strand Associates of Joliet Illinois has been deemed as the best qualified engineering firm for the scope of services requested.

Strand Associates has recently completed a federally funded roundabout in Lake County, Illinois and is very familiar with the IDOT approval process. The Lake County project received the 2013 American Council of Engineering Companies Special Achievement Award for Illinois. Strand Associates has extensive roundabout experience throughout the midwest and has been an integral part the State of Wisconsin's roundabout design guidelines. They have also extensive experience with educating motorists on how to use a roundabout, which is very important to the success of the Village's first roundabout.

After finalizing the scope and negotiating a fee with Strand Associates, staff recommends bringing forward the Phase I engineering scope and fee for approval. The scope does include survey and the evaluation of the Village Hall parking lot and entry as it relates to the design of the roundabout and overall traffic flow. The fee for these services is \$97,452.35 of which 70% is reimbursable through the SCM. A Phase II scope and fee will be presented in 2014 as we receive design approval from IDOT for Phase I (required since federal funding is being used via the STP program).

The project will be invoiced monthly for the hours worked at the hourly rates provided.

I move to approve entering into a contract with Strand Associates of Joliet, Illinois in the amount not to exceed \$100,000.00 (\$97,452.35 plus \$2,547.65 contingency) for the 147th Street and Ravinia Avenue Roundabout Phase I Engineering Design Services.

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

#### **2013-0367 Southland Convention Visitor's Bureau Governmental Agreement**

The Chicago Southland Convention & Visitors Bureau (CSCVB) is the organization responsible for the marketing of the Chicago Southland region as a convention, leisure and tourism travel destination. The CSCVB also is the official certified Convention & Visitor Bureau (CVB) with the State of Illinois. This allows them to receive state grant dollars through the Illinois Local Tourism & Convention Bureau grant program to market and sell the Chicago Southland as a travel destination. The CSCVB's regional service area includes portions of Cook and Will Counties, and 62 cities and villages. Detailed information regarding the benefits of membership is attached for the Board's review. Additionally, the Village will have a voting seat on the CSCVB.

The Village currently collects a 4% hotel tax. There is currently only one hotel in the Village that pays this hotel tax - Homewood Suites on LaGrange Road. The

Village collects about \$98,000 annually in hotel tax. The proposed agreement with CSCVB is to share 25% of the annually collected revenues, which is estimated to be \$24,500 for FY 2014. The term of the agreement would be for one year, after which the CSCVB would report back to the Village Board regarding their marketing results and direct impacts to Orland Park's local economy. A draft agreement is included with this communication.

I move to approve a one year hotel tax sharing agreement (commencing in 2014) with the Chicago Southland Convention & Visitors Bureau that provides funding in the amount of 25% of total hotel tax revenues collected.

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

## **DEVELOPMENT SERVICES AND PLANNING**

### **2013-0521 LaGrange Road Corner of LaGrange Road and 147th Street Monument Easement**

The current roadway design efforts for the LaGrange Road Corridor (Corridor) are under the control and direction of the Illinois District of Transportation (IDOT). IDOT design criteria include standard landscape and roadway improvements defined within their Bureau of Design Engineering (BDE) manuals and related specifications.

On April 19, 2010, the Village adopted a Corridor Master Plan that was developed by T.Y. Lin Associates following a series of meetings with the adjacent Corridor communities: Palos Park, Orland Hills and Tinley Park. The vision of the Corridor Master Plan is to provide certain aesthetic enhancements and multi-mobility options that provide corridor connectivity while retaining community identity.

Over the past 2 years the Village has been working with Norris Design and IDOT to design and construct landscape enhancements similar to the improvements to 143rd and LaGrange. The improvements include brick pavers, enhanced cross walks, fencing, stone columns, median walls and landscaping and monument signs.

The Village identified the northwest corner of LaGrange Road and 147th Street (Walgreens) as a primary location for a Village Monument sign. Currently the Village of Orland Park sign and stone wall at this location will need to be removed for the LaGrange Road widening improvements. This provided the opportunity to design and construct the corner very similar to the southeast corner of LaGrange Road and 143rd Street. As part of the design process and coordination with IDOT, the Village determined that acquiring a permanent easement from Walgreens would allow the Village to design and construct a primary monument sign as an entry feature into the Village.

Walgreens has agreed to the permanent easement to allow the Village to construct its primary monument feature. The Village will be including the



construction of this monument and the restoration of the Walgreens corner as part of the landscape enhancement plans.

I move to pass Ordinance Number 4838, entitled: ORDINANCE AUTHORIZING EXECUTION OF VILLAGE MONUMENT SIGN EASEMENT (WALGREEN'S).

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

**Aye:** 5 - Trustee Fenton, Trustee Schussler, Trustee Gira, Trustee Griffin Ruzich, and President McLaughlin

**Nay:** 0

**Absent:** 1 - Trustee Dodge

## VILLAGE MANAGER'S REPORT

### 2013-0519 Strategic Plan 2013-2016

During the May 4, 2013, strategic planning meeting, the Village Board and community stakeholders came to a consensus on the following three strategic initiatives to guide the village's activities through 2016:

1. Economic Development
2. Downtown Development
3. Quality of Life

Subsequently, each department has formulated objectives to advance each initiative, which have been rolled up into the attached strategic plan document. We have attempted to focus on the key objectives needed to meet the above strategic pillars defined by the Board, and leave the operational objectives at the staff level. The quality of life goal is quite broad, so we attempted to break it down into functional areas: enhance core services; maintain and improve parks, facilities, and open lands; maintain or enhance intra-Orland transportation; enhance two-way communication with the community; and public safety.

The three initiatives will also set a framework for our performance management program. This will allow us to track our progress in advancing each initiative, and make adjustments if the desired results are not being achieved.

I move to approve to formally adopt the Strategic Plan 2013-2016 as presented.

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

**Aye:** 5 - Trustee Fenton, Trustee Schussler, Trustee Gira, Trustee Griffin Ruzich, and President McLaughlin

**Nay:** 0

**Absent:** 1 - Trustee Dodge

## **BOARD COMMENTS**

TRUSTEE GIRA – Reported that she enjoyed the concert at Centennial Park West on Sunday, September 1st from 4 PM to 6 PM. Fun was had by all.

TRUSTEE SCHUSSLER – Thanked Village Manager Grimes for the report the Board received on the 9750 building. This reported stated that more than half of the units have been leased already. This was with a 45 day construction delay and the projected amount of units leased was expected to be only 86 by September 1st. It is the Villages hope that units continue to be leased at the rate they are going.

TRUSTEE FENTON – Reported that at 9750 there was an open house for the public that was very well attended.

Trustee Fenton congratulated staff on all their hard work and stated that the concert on Sunday was fantastic!

VILLAGE MANAGER GRIMES – Informed the public that the Village's website has been redesigned and was launched at 5 PM on Friday, August 30th.

This site looks a lot different, with easier navigation tools to find important information. Staff had done an outstanding job with the redesign of this website.

PRESIDENT McLAUGHLIN – Stated that the Village has accumulated masses of information on its website. We are proud of our 100% transparency and it was time to redesign the Village's website so that visitors could find the information they were looking for. The new website is more user-friendly and has a mega-menu filled with options and how to find information.

President McLaughlin stated that staff did a great job on the concert. He also mentioned as budget time is approaching, the Board will find some funds to improve this concert site little by little each year.

President McLaughlin noted that he hoped the life guards know how much the Village appreciates their efforts and dedication. Winning awards is one thing, but actually putting into action what they have learned and saving someone life is another.

## **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) the purchase or lease of real property for the use of the village.

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

**Aye:** 5 - Trustee Fenton, 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, 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) setting a price for sale or lease of village property.

**ADJOURNMENT - 8:35 PM**

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

**Aye:** 5 - Trustee Fenton, Trustee Schussler, Trustee Gira, Trustee Griffin Ruzich, and President McLaughlin

**Nay:** 0

**Absent:** 1 - Trustee Dodge

**/nm**

APPROVED:

Respectfully Submitted,

---

**John C. Mehalek, Village Clerk**