VILLAGE OF ORLAND PARK

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

Meeting Minutes

Monday, August 20, 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

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CALL TO ORDER/ROLL CALL

The meeting was called to order at 7:03 PM.

Present: 7 - Trustee Fenton, Trustee O'Halloran, Trustee Dodge, Trustee Schussler, Trustee Gira, Trustee Griffin Ruzich and President McLaughlin

VILLAGE CLERK'S OFFICE

2012-0482 Approval of the August 6, 2012 Regular Meeting Minutes

The Minutes of the Regular Meeting of August 6, 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 August 6, 2012.

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

Aye: 7 - Trustee Fenton, Trustee O'Halloran, Trustee Dodge, Trustee Schussler, Trustee Gira, Trustee Griffin Ruzich, and President McLaughlin

Nay: 0

2012-0477 Saint Michael's Church - Raffle License

St. Michael's is requesting a license to sell raffle tickets during their St. Michael's Fall Fest beginning Thursday, September 20, 2012 through Sunday, September 23, 2012, in the St. Michael's parking lot. The raffle drawing will be on Sunday, September 23, 2012 at 7:00 PM. The purpose for this raffle is to benefit St. Michael's Church.

I move to approve issuing a raffle license to St. Michael's Church so tickets may be sold during their Fall Fest beginning Thursday, September 20, 2012 through September 23, 2012. The raffle drawing will be on Sunday, September 23, 2012 at 7:00 PM.

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: 7 - Trustee Fenton, Trustee O'Halloran, Trustee Dodge, Trustee Schussler, Trustee Gira, Trustee Griffin Ruzich, and President McLaughlin

Nay: 0

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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: 7 - Trustee Fenton, Trustee O'Halloran, Trustee Dodge, Trustee Schussler, Trustee Gira, Trustee Griffin Ruzich, and President McLaughlin

Nay: 0

2012-0470 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 July 20, 2012 in the amount of $1,060,628.76.

This matter was APPROVED on the Consent Agenda.

2012-0472 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 August 7, 2012 through August 20, 2012 in the amount of $3,482,179.06.

This matter was APPROVED on the Consent Agenda.

2012-0455 2012 Asphalt Paving for Parks

On June 3, 2012, the Village Board approved the bid award for the 2012 Road Improvement Program for paving by the Public Works Department. The original bid was awarded to the low qualified bidder, Alpha Construction Co. The approval only specified paving related to the Public Works Department, and did not include the items in the bid that related to the Parks and Building Maintenance Department work. On July 16, 2012, the Board subsequently approved this work to be assigned to D. Construction Co. The assignment was made when Alpha Construction Co. was sold to D. Construction last month.

This item addresses the portion of the bid that included approximately $160,000.00 in budgeted paving for the Parks and Building Maintenance Department. Parks paving includes items for the paving of pathways, parking lots

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and dugouts. Those projects specifically include Centennial Park dugouts for fields 1 through 5, the pathway for Centennial Park West at Colette Highlands, the Mallard Landings pathway along the pond and various parking lot repairs on Village-owned properties.

I move to approve an amendment to the contract with D. Construction Co. to provide the 2012 Parks and Building Maintenance paving in an additional amount not to exceed $160,000.00.

This matter was APPROVED on the Consent Agenda.

2012-0448 Civic Center Parking Lot Drainage Improvements Bid

Eight bids were received for the Civic Center Parking Lot Drainage Improvements on July 23, 2012. at 11:00 a.m. The low bid was from Stip Brothers Excavating, Inc at a cost of $13,990.00. The amount budgeted for this job was $33,000.00.

I move to accept the bid amount of $13,990.00 from Stip Brothers Excavating, Inc.

This matter was APPROVED on the Consent Agenda.

2012-0456 Intergovernmental Agreement with Orland Township Providing Cost Sharing to Construct a Dog Park

The Village and Township both recognize that it would be beneficial for the community to have a designated area to exercise their canine pets and have agreed to share in the cost of constructing and equipping a dog park as outlined in the plan designed by the village staff for Centennial Park. The cost of construction was estimated in 2011 to be approximately $182,761.00. The intergovernmental agreement provides for the Village to advance the project and be reimbursed by the Township 50% of the total cost up to but not in excess of $100,000.00.

This partnership between the Village and the Township will advance the Dog Park project much more rapidly as the Village originally contemplated phasing in the development over several years. Subsequent to committee review, section 6 was added to the IGA. This new section ensures that township residents will have the same access to the dog park as village residents. The proposed plan and intergovernmental agreement are attached for your review.

I move to approve an intergovernmental agreement with Orland Township to share in the cost to construct a Dog Park at Centennial Park in Orland Park.

This matter was APPROVED on the Consent Agenda.

2012-0449 Fall 2012 Program Brochure - Distribution

The Village has budgeted for the distribution of the Fall 2012 Program Brochure in the Orland Park Prairie. The final cost to mail 23,162 brochures to residents through 22nd Century Media, LLC (Orland Park Prairie) is $6,931.00. The remaining brochures will be distributed to the public at Village facilities.

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I move to approve payment to 22nd Century Media, LLC in the amount of $6,931.00.

This matter was APPROVED on the Consent Agenda.

2012-0404 Special Recreation Christmas Dinner Dance

The annual Special Recreation Christmas Dinner Dance will be held on December 14, 2012 at Georgio's Banquets. This event has been held for the past 13 years and is very well attended by Orland Park's Special Recreation participants, as well as invited nearby Special Recreation agencies. Based on prior experience, we anticipate 350 - 400 people will be in attendance at this event.

The dinner dance is funded through registration fees of those who attend. The Village does pay for 20 employees to attend. These employees attend the event to assist our participants. Payment to Georgio's consists of a deposit of $4,000.00 and the remaining cost is based on the number of participants attending. We estimate the total cost will not exceed $12,000.00 as the maximum capacity of the banquet room is 400.

I move to approve payment to Georgio's Banquets for a deposit of $4,000.00, and to make the appropriate payment both for staff and registrants dependent upon the actual number of participants who register for the event.

This matter was APPROVED on the Consent Agenda.

2012-0450 Recreation Department Program Brochure - Winter 2013 Programs

Attached to the Board packet and also in Legistar were lists of the recommended programs to be offered in the Recreation Department 2013 Winter Brochure. Included in the lists are contractual costs (over $5,000) that would need Board approval associated with the winter session. These costs are covered by revenue generated through registration fees and actual costs are dependent on the number of participants registered.

Staff is requesting approval of the recommended programs as submitted by staff, and payment to the contractual instructors at time of invoicing.

I move to approve accepting the 2013 winter programs as presented by staff; and approve payment to contractual instructors at time of invoicing.

This matter was APPROVED on the Consent Agenda.

2011-0268 Sheffield Square - Landscape Plan

This is a request for approval of a landscape plan for the proposed Sheffield Square Subdivision, located at 10700 West 153rd Street. The Village Board approved the Site Plan and Elevations on July 5, 2011 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.

Per Code requirements, the petitioner submitted a landscape plan that has been reviewed and approved by the Village's Landscape Architect consulting firm. A copy of the approval memo is attached for review. Final approval of the subdivision and the release of the Letter of Credit are subject to the completion of the following conditions:

1) MI Homes is responsible for establishing and maintaining the ponds until they pass the Village Landscape inspection. The LOC should cover the installation of the pond and three years of maintenance and monitoring. The LOC will not be released until the Village provides written sign-off that the pond landscaping is acceptable.

2) All areas with native landscaping need to be protected pursuant to Section 6-414-B.1. To protect areas of natural landscape from being converted to turfgrass in the future and thereby eliminating the water quality and habitat benefits, a deed restriction or conservation easement should be placed over the existing stormwater detention easement and a copy of the easement language provided for review. MI Homes will be required to provided documentation that this has been done prior to (or concurrent with) any request for Village Landscape inspection approval or LOC reduction.

In addition to the above, MI Homes has included on the proposed landscape plan new hardscape improvements that were not originally considered by the approved site plan. The hardscapes augment the proposed landscaping. These include new 4 foot tall ornamental fencing along the 153rd Street frontage with brick masonry piers and monument gateways (that range in height between 5 feet and 8 feet) near Sheffield Square Parkway, pergolas along the wide parkways of Sheffield Square Parkway, pergolas at the west park planting areas, pond overlook areas, south end park, benches, and an amphitheatre made of block walls and grass at the southeast corner of the site overlooking the detention pond and along the Jillian Road bikepath.

Normally, fences in frontyards are not permitted by the Land Development Code. The 4 foot tall ornamental fencing along the 153rd Street frontage of the development, however, is allowed per Section 6-305.N of the Land Development Code. The provision states, "Fences, walls, berms and/or hedges may be required to supplement required plant materials if the [Development Services] Department - determines that additional screening is necessary to shield a proposed land use from adjacent land uses." In this case, the proposed fence along 153rd Street will provide a barrier between single family attached row home units and the minor arterial street and manufacturing land use across the street.

Section 6-305.N.1 goes on to allow perimeter fencing for residential uses when

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using this condition. This provision has been applied in subdivision development when backyards abutt arterials or collector streets, appropriately requiring higher fence heights for privacy purposes (e.g. 5-6 feet as stated in the provision). In this case, the single family attached frontyards face the minor arterial street-- a unique condition in the Village since backyards typically face these rights-of-way so that front yards face the local residential street network. Since the frontyards abutt the minor arterial street, a lower fence height of 4 feet is proposed to meet the intent of Section 6-310.E.2 of the Land Development Code, which allows fences in residential frontyards so long as they are no higher than 4 feet and of split rail wood quality construction. Because fences are permitted to supplement landscaping for an additional barrier from adjacent land uses, the split rail fence type is replaced with the ornamental fencing and masonry piers to meet aesthetic and functional landscaping requirements and objectives. This replacement is also proposed in order to be consistent with other subdivision developments which have included ornamental perimeter fencing and masonry piers along similar arterial and collector streets.

I move to accept as findings of fact the findings of fact as set forth in this staff report dated August 20, 2012.

and

I move to approve the landscape plan titled, 'Sheffield Square, Landscape Drawings', prepared by BSB Design, dated August 26, 2011, most recent revision August 7, 2012, subject to the following conditions:

1) MI Homes is responsible for establishing and maintaining the ponds until they pass the Village Landscape inspection. The LOC will not be released until the Village provides written sign-off that the pond landscaping is acceptable.

2) A deed restriction or conservation easement should be placed over the existing stormwater detention easement and a copy of the easement language provided for review. MI Homes will be required to provided documentation that this has been done prior to (or concurrent with) any request for Village Landscape inspection approval or LOC reduction.

This matter was APPROVED on the Consent Agenda.

PUBLIC WORKS AND ENGINEERING

2012-0475 Contract for Oak Lawn Water Negotiation Consultant

Beginning in August 2009, the Village began engaging three (3) different consultants for professional services related to due diligence review and the negotiations for contract renewal with Oak Lawn for water supply. The three (3) consultants and the amount approved are as follows:

WRB, LLC - $151,000

Malcolm Pirnie Engineering - $120,060
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 Holland & Knight 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 Holland & Knight to submit proposals to what it would take to get the contract done this year. A summary of the work to be done is attached.

The Managers Committee has reviewed the scope of services for Holland & Knight's proposal and recommends approval. As noted above, the combined amount will be distributed on a prorata basis and the village's exposure would be $25,575 of $77,500 (33%). However, the way the proposals are written, we are not obligated to pay the full amount if the hours are not used.

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 Holland & Knight in an amount not to exceed $25,575.

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

Aye: 7 - Trustee Fenton, Trustee O'Halloran, Trustee Dodge, Trustee Schussler, Trustee Gira, Trustee Griffin Ruzich, and President McLaughlin

Nay: 0

FINANCE

2012-0489 Reimbursement Agreement - LaGrange Road - Approval

Staff is requesting approval of the attached Reimbursement Agreement between the State of Illinois and the Village of Orland Park. This agreement is to reimburse the Village for 90% of costs incurred by the Village for Phase I Engineering of LaGrange Road - 131st Street to 179th Street.

I move to approve the US Route 45 (LaGrange Road) - 131st Street to 179th Street Reimbursement Agreement between the State of Illinois and the Village of Orland Park.

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: 7 - Trustee Fenton, Trustee O'Halloran, Trustee Dodge, Trustee Schussler, Trustee Gira, Trustee Griffin Ruzich, and President McLaughlin

Nay: 0

2012-0438 An Ordinance to Provide for the Issuance for General Obligation Refunding Bonds, Series 2012A

Director of Finance Annmarie Mampe reported that recently, the Village's financial advisor, Speer Financial, Inc., advised staff of a potential refunding opportunity on the Village's outstanding General Obligation Bonds - Series 2006. The 2006 bonds were issued to partially fund construction of the police facility at 151st & Ravinia Avenue. As per attached the Refunding Analysis, the estimated net present value savings to be realized by issuing the refunding bonds is estimated at $657,000, or 7.127% of refunding principal, net of all issuance costs.

The attached Bond Ordinance and Escrow Agreement is for informational purposes only. After the bid opening at approximately 10:00 a.m. on Monday August 20, 2012, the attached Ordinance and Escrow Agreement will be completed with all pertinent information. Speer Financial, Inc. (financial advisor) and Arnstein & Lehr LLP will be delivering the completed documents to the Board for formal approval at the August 20th board meeting. At the time, Speer will provide the Board with details of the sale and the actual savings amount to be realized by the refunding.

Both rating agencies, Moody's and S & P, have reaffirmed the Village's bond rating for this issuance, as well as for the Village's overall outstanding debt; the Village's rating with Moody's is Aa1 and with S & P is AA+.

Vice President of Speer Financial Barbara Chevalier gave a brief updated that bids were received today (August 20, 2012) for the $9,230,000 General Obligation Refunding Bonds, Series 2012A. There were eight bids received which are listed on an attached letter presented at the Board Meeting.

Upon examination, it is Speer Financial opinion that the bid of Janney Montgomery Scott LLC, Philadelphia, Pennsylvania is the best bid received and is favorable to the Village and should be accepted.

The open auction savings to the Village by reduced interest costs associated with the bid improvements of 0.130344% by winning bidder equates to $74,887.16.

I move to pass Ordinance Number 4751, entitled: AN ORDINANCE PROVIDING FOR THE ISSUANCE OF GENERAL OBLIGATION REFUNDING BONDS, SERIES 2012A, OF THE VILLAGE OF ORLAND PARK, COOK AND WILL COUNTIES, ILLINOIS, AUTHORIZING THE EXECUTION OF AN ESCROW AGREEMENT IN CONNECTION THEREWITH AND PROVIDING FOR THE LEVY AND COLLECTION OF A DIRECT ANNUAL TAX FOR THE PAYMENT OF THE PRINCIPAL OF AND INTEREST ON SAID BONDS AND THE ABATEMENT OF A PORTION OF TAXES PREVIOUSLY LEVIED

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

Aye: 7 - Trustee Fenton, Trustee O'Halloran, Trustee Dodge, Trustee Schussler, Trustee Gira, Trustee Griffin Ruzich, and President McLaughlin

Nay: 0

BOARD COMMENTS

TRUSTEE GIRA - Reminded everyone of the Free Country Western Concert, Sunday, September 9, 2012 from 4 PM to 6 PM located at Centennial Park West, which is in the Collette Highlands Subdivision. The Hillbilly Rockstarz are Chicagoland's premier Top 40 Country band and will be performing.

TRUSTEE SCHUSSLER - Reported that he had a conversation with Village Manager Grimes today requesting him to explore the possibility of getting the Metra Triangle area cleaned up. In the next few months the metra bridge project will begin. He believes it will be helpful to the intersection and to the marketing of the triangle if this area could be cleaned up the best it can even though there is still construction going on.

TRUSTEE FENTON - Reminded everyone that the Farmers Market is every Friday from 7:30 AM till 1:00 PM. The last day will be October 5, 2012.

PRESIDENT McLAUGHLIN - Reported that the 143rd train tracks are open as of today.

EXECUTIVE SESSION

I move to recess to a Closed Executive Session for the purpose of discussion of a) the appointment, employment, compensation, discipline, performances or dismissal of specific village employees; 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: 7 - Trustee Fenton, Trustee O'Halloran, Trustee Dodge, Trustee Schussler, Trustee Gira, Trustee Griffin Ruzich, and President McLaughlin

Nay: 0

RECONVENE BOARD MEETING

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

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Purpose of the Executive Session was for the discussion of a) the appointment, employment, compensation, discipline, performances or dismissal of specific village employees; 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 - 8:12 PM

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

Aye: 7 - Trustee Fenton, Trustee O'Halloran, Trustee Dodge, Trustee Schussler, Trustee Gira, Trustee Griffin Ruzich, and President McLaughlin

Nay: 0

/nm

APPROVED:

Respectfully Submitted,

David P. Maher, Village Clerk

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