

# 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 7, 2012

7:00 PM

Village Hall

## Board of Trustees

*Village President Daniel J. McLaughlin*

*Village Clerk David P. Maher*

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

**CALL TO ORDER/ROLL CALL**

The meeting was called to order at 7:03 PM

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

**VILLAGE CLERK'S OFFICE****2012-0241 Release of Executive Session Minutes - April 18, 2011 through December 19, 2011**

Legal Counsel has reviewed the Executive Session Minutes from April 18, 2011 through December 19, 2011 indicating the minutes or portions thereof that may not be made available for public inspection at this time.

Copies of these minutes were sent to the Board for review and comment at the April 16, 2012 Executive Session.

I move to approve releasing for public inspection the April 18, 2011 thru December 19, 2011 Executive Session minutes, or portions thereof, that no longer require confidential treatment.

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

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

**Nay:** 0

**2012-0242 Release of Portions of Executive Session Minutes - 2004 - 2011**

Legal Counsel has reviewed the portions of Executive Session Minutes from September 2004 thru December 2011 that were not released for public viewing in the past.

Legal Counsel has indicated the portions of these minutes thereof that are now available for public inspection at this time.

Copies of these minutes were sent to the Board for review and comment at the April 16, 2012, Executive Session.

I move to approve releasing for public inspection the September 2004 through December 2011 portions of Executive Session minutes that no longer require confidential treatment. Excluding those minutes or portions thereof which the Village Attorney has marked are not appropriate for release at this time.

**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

#### **2012-0244 Approval of the April 16, 2012 Regular Meeting Minutes**

The Minutes of the Regular Meeting of April 16, 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 April 16, 2012.

**A motion was made by Trustee Fenton, seconded by Trustee Dodge, 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

#### **2012-0251 Orland Park Veterans Commission - Raffle License**

The Orland Park Veterans Commission is requesting a license to sell raffle tickets beginning May 8th and at the Orland Park Lions Club Orland Days event June 1-3, 2012. The winning raffle chance will be determined at 9:00 PM on June 3, 2012 at the Orland Days Music Tent. This is for a split the pot raffle.

I move to approve issuing a raffle license to the Orland Park Veterans Commission to sell raffle tickets beginning May 8th and at the Lions Club Orland Days event on June 1 thru June 3rd, 2012 with the drawing at 9 PM on June 3, 2012.

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

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

**Nay:** 0

#### **2012-0255 Chicago White Sox Charities Inc.- Raffle License**

The Chicago White Sox Charities, Inc. is requesting a license to sell raffle tickets in Orland Park from May 8th thru August 2012 at the Smart Center of Orland Park, 8430 West 159th Street, car dealership. The purpose of this raffle is to help benefit the many charities that the White Sox Charities support. The drawing will be at 1:00 PM on September 6, 2012 at US Cellular Field.

I move to approve issuing a raffle license to the Chicago White Sox Charities, Inc to sell raffle tickets in Orland Park from May through August 2012 at the Smart Center of Orland Park.

**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

## **PROCLAMATIONS/APPOINTMENTS/PRESENTATIONS**

### **2012-0269 Bark for Your Park - Proclamation**

President McLaughlin proclaimed May 19th through May 25th as Bark for Your Park Week in the Village of Orland Park and encouraging the community, its friends and neighbors to support us as the Village vie for the \$100,000 prize to build a dog park in Centennial Park.

**This was a Proclamation, NO ACTION is required.**

### **2012-0267 Community Pride Awards - Presentations**

President McLaughlin presented Community Pride Awards to Sophia and Stephanie Jablonski. Sophie, who has cerebral palsy, performed in the holiday production of The Nutcracker. It has also been brought to our attention the kind and selfless manner in which Stephanie assists her older sister. Both sisters were recognized.

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

### **2012-0270 Community Pride Award - Presentation**

Mayor McLaughlin presented a Community Pride Award to Holly Chudzik who competed April 28th in the Region 5 (Illinois, Indiana, Kentucky, Michigan and Ohio) Gymnastics competition and earned a First Place medal in the Vault event. Holly trains at United Gymnastics Academy in Frankfort and is in 6th grade at Orland Junior High. She is currently also active in Track and LaCrosse.

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

## **CONSENT AGENDA**

### **Passed the Consent Agenda**

**A motion was made by Trustee O'Halloran, seconded by Trustee Dodge, 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

**2012-0258 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 13, 2012 in the amount of \$861,541.77 and the Monthly Hourly Payroll for April 13, 2012 in the amount of \$27,627.47.

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

**2012-0257 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 April 17, 2012 through May 7, 2012 in the amount of \$3,839,712.87.

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

**2012-0209 Disposal of Certain Seized Vehicles at Public Auction - Ordinance**

The Police Department requests approval to declare two vehicles, a 1999 Pontiac Grand Prix and a 2002 Kia Spectra as excess property and to dispose of at public auction. These vehicles were seized by the department and forfeited to the Village by the Circuit Court of Cook County from a driver who was driving their vehicle while their license was suspended for DUI.

I move to pass an Ordinance Number 4725, entitled: ORDINANCE AUTHORIZING DISPOSAL BY PUBLIC AUCTION OF PERSONAL PROPERTY (VEHICLES) OWNED BY THE VILLAGE OF ORLAND PARK, ILLINOIS

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

**2012-0205 Village Code Amendment Title 8 Chapter 7 - Civil Emergencies and Disasters - Ordinance**

The amendment to Title 8, Chapter 7 of the Village Code classifies the definition of a local level emergency and outlines the specific steps to be taken by the Village President to declare an emergency and to prepare the appropriate written declaration.

If approved, a copy of the amended ordinance will be added to the Village of Orland Park Disaster Plan approved by Cook County in July 2009.

I move to pass Ordinance Number 4726, entitled: AN ORDINANCE AMENDING TITLE 8 OF THE ORLAND PARK VILLAGE CODE WITH REGARD TO CIVIL EMERGENCIES AND DISASTERS

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

**2012-0195 Village Code Amendment Title 9, Chapter 15 - Ordinance**

The Police Department is seeking to amend Title 9, Chapter 15 Section 11 (Administrative Adjudication of Vehicular Standing, Parking and Compliance Violations) of the Village Code so that towing/impoundment of vehicles with three or more unpaid tickets is consistent for residents and non-residents.

Currently, only vehicles owned by Orland Park residents who have three or more unpaid tickets may have their vehicle towed/impounded if located within the geographical boundaries of the Village of Orland Park. This amendment would allow that any vehicle with three or more unpaid parking tickets issued by the Village of Orland Park may be towed/impounded if located within the geographical boundaries of the Village of Orland Park.

I move to pass Ordinance Number 4727, entitled: AN ORDINANCE AMENDING TITLE 9, CHAPTER 15, OF THE ORLAND PARK VILLAGE CODE IN REGARD TO THE IDENTIFICATION OF VEHICLES THAT MAY BE IMMOBILIZED/TOWED AND IMPOUNDED

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

**2012-0216 Grant of Permanent Easement to Commonwealth Edison Company - Resolution**

As part of the burial of overhead wires and in an effort to provide adequate screening, it is necessary for Commonwealth Edison Company to place a transformer/switchgear box behind the monument sign at the southeast corner of 143rd Street and LaGrange Road (14301 South LaGrange Road). Therefore, it is the desire of the Village of Orland Park to grant and convey a permanent easement to Commonwealth Edison Company.

I move to pass Resolution Number 1205, entitled: RESOLUTION AUTHORIZING GRANT OF PERMANENT EASEMENT TO COMMONWEALTH EDISON COMPANY (14301 S. LAGRANGE ROAD)

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

**2012-0219 Village Code Amendment - Compliance with the Metropolitan Water Reclamation District (MWRD) Industrial Waste Pretreatment Program - Ordinance**

On February 20, 2012, the Village Board approved an amendment to the I-80 Corridor Sanitary Sewer Service Agreement with the Metropolitan Water Reclamation District of Greater Chicago (MWRD). The MWRD jurisdictional boundary is the county line.

The amendment to the agreement requires that the Village adopt the MWRD ordinance for industrial waste and pretreatment for all areas serviced by the

MWRD including the areas outside their normal jurisdictional boundary.

I move to pass Ordinance Number 4728, entitled: AN ORDINANCE AMENDING TITLE 4 OF THE ORLAND PARK VILLAGE CODE WITH REGARD TO THE INDUSTRIAL WASTE AND PRETREATMENT PROGRAM OF THE METROPOLITAN WATER RECLAMATION DISTRICT OF GREATER CHICAGO

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

**2012-0221 Creekside Subdivision - South Drainage Improvements Engineering - Proposal**

As part of the original flood study conducted by Christopher B. Burke Engineering, Ltd. (CBBEL) of Rosemont, Illinois, the Creekside Subdivision was one of several locations identified as needing improvements to the existing drainage system. Residents within the area just north of 143rd Street on Creek Crossing Drive have experienced extensive street and backyard flooding within this low area during even only moderate rainfalls. The large drainage area, a lack of overland flow routes and the inability of the existing storm sewer to convey the runoff contribute to the problem.

To implement relief for this problem area, CBBEL has provided a proposal to develop engineering plans and bid specifications for the required work. This work will include the replacement of existing storm sewer pipes servicing the area and the establishment of an overland flow route to convey runoff. The total cost for this engineering work is \$14,850.

I move to approve waiving the bid process;

And

Approve accepting the proposal from Christopher B. Burke Engineering, Ltd. of Rosemont, Illinois, for Creekside Subdivision - South Drainage Improvements Engineering for an amount not to exceed \$14,850.

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

**2012-0222 Development Services and Recreation Vehicles - Bid Award**

During the 2012 budget planning process, four compact sedans (two for the Development Services Department and two for the Recreation Department) were originally recommended for replacement. The final 2012 fiscal year budget included funding in the amount of \$30,000 presumably only enough for two of those vehicles. However, budget savings on recent vehicle purchases will allow for the purchase of a third compact sedan (two for Development Services and one for the Recreation Department).

Legal notice ran in the SouthtownStar Newspaper on Monday, March 26, 2012. In return, three bids were received for processing. Sealed bids were opened by the

Village Clerk's Office on Monday, April 9, 2012.

Roesch Ford of Bensenville, Illinois, was the low bidder for three Ford Focus Four-Door Sedans for a total cost of \$42,885 and met all specifications as written.

I move to approve awarding the bid for the purchase of three (3) Ford Focus Four-Door Sedans from Roesch Ford of Bensenville, Illinois, for an amount not to exceed \$42,885.

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

**2012-0223 Public Works Utility Division Cab-Chassis - Bid Award**

The 2012 Fiscal Year Budget has a Board approved line item in the amount of \$100,000 for the purchase of a Ford F550 Cab-Chassis equipped with a Service Body and Crane. The cab-chassis truck is replacing a 1997 cab chassis with 82,623 miles and is of similar design and capacity. This vehicle is used by the Utility Division for maintenance of sanitary lift stations, pumping stations and other infrastructure needs.

The legal notice for the Ford Cab-Chassis ran in the SouthtownStar Newspaper on Monday, March 26, 2012. Two sealed bids were received and opened by the Village Clerk's Office at 11:00 a.m. on Monday, April 9, 2011. Both bidders included the same two exceptions which were reviewed and allowed.

Standard Equipment Company of Chicago, Illinois, was the lowest bidder. Their bid price for a Ford F550 Cab-Chassis equipped with Service Body and Crane is \$102,842.

I move to approve awarding the bid for one (1) 2012 Ford F550 Cab-Chassis equipped with Service Body and Crane to Standard Equipment Company of Chicago, Illinois, in an amount not to exceed \$102,842.

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

**2012-0224 Public Works Street Division Pothole Patcher - Purchase**

The 2012 Fiscal Year Budget has a Board approved line item for the purchase of a spray-in pothole patcher for the Public Works Department Street Division.

This year, the Illinois Department of Central Management Services (CMS) has a contract (#40217153) with Duraco, Inc. of Pearl, Mississippi, for a new DuraPatcher Model 125DJT trailer mounted asphalt patching machine at a base cost of \$47,563. The base cost includes operator training and the truck mounted coal chute modification kit which allows our tow vehicle to dump the stone into the hopper on the trailer. This patching machine also includes an option for an arrow board mounted at the factory at a cost of \$931 and a spare air filter for the blower at a cost of \$47. The total state bid contract price of the DuraPatcher including options is \$48,541 delivered.



This unit can be used year around at a temperature as low as zero degrees. The resulting patch is considered permanent unlike the current method using cold patch material. The Street Division has performed considerable research and had this unit demonstrated on Village streets. Through the course of the winter season, the DuraPatcher has proven to be the most effective method of pothole management.

I move to approve authorizing the purchase of a DuraPatcher Model 125DJT trailer mounted asphalt patching machine from Duraco, Inc. of Pearl, Mississippi, through the Illinois Department of Central Management Services (CMS) for a price not to exceed \$48,541.

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

### **2012-0225 Concrete and Asphalt Purchases - Purchase**

The Public Works Department purchases bulk concrete and asphalt throughout the year. These materials are used for street patching and curb and sidewalk repairs along with restorations required from excavations due to Utility Division infrastructure maintenance repairs. Because of the difficulty in establishing exact quantities, timing of purchases and the volatility of raw material and fuel prices, the formal bid process has proved unsuccessful. As a result, proposals have been requested for each of the materials.

#### Concrete Purchases

In order to keep transportation charges to a minimum, the two local concrete suppliers were contacted for pricing. Ozinga Ready Mix Concrete, Inc. of Mokena, Illinois, submitted a proposal for \$99 per cubic yard. The proposal from Willie Brothers Company of Oak Forest, Illinois, totaled \$116 per cubic yard.

#### Asphalt Purchases

The purchase of asphalt must be made from a vendor that is in relatively close proximity to the Village as the asphalt materials need to maintain an even temperature. It is equally important to reduce travel time for Village staff which allows the repair work to progress efficiently. Currently, the closest vendor is K-Five Construction Corporation of Lemont, Illinois, with affiliated plants in both Lemont (Chicago Materials Corporation) and Markham (Markham Asphalt Company). There are no other asphalt plants which sell retail asphalt within a reasonable driving distance from the Village. Current costs are \$53.25 per ton and will only be held through June 29, 2012. These costs are consistent with prices paid last year and will rise or fall based on raw material costs.

I move to approve waiving the bidding process for the purchase of concrete and asphalt;

And

Approve authorizing the Public Works Department to purchase concrete from Ozinga Ready Mix Concrete, Inc. of Mokena, Illinois, for a total cost not to exceed \$30,000.

And

Approve authorizing the Public Works Department to purchase asphalt from K-Five Construction Corporation of Lemont, Illinois, (doing business as Chicago Materials Corporation and Markham Asphalt Company) for a total cost not to exceed \$50,000.

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

**2012-0208 Authorizing Release (Abrogation) of Easement for U.S. Army Maintenance Facility located at 15750 S. LaGrange Road - Ordinance**

The Village has received a request from the Federal Government to release the existing easements located on their U.S. Army Maintenance Facility at 15750 S. LaGrange Rd. The Village has not utilized these easements for quite some time. It is anticipated the site will be vacated this year, once their new facilities in Joliet are constructed. Staff will continue to work with the Federal Government on future long term reuse of the property.

I move to pass Ordinance Number 4729, entitled: AN ORDINANCE AUTHORIZING RELEASE (ABROGATION) OF EASEMENT FOR THE U.S. ARMY MAINTENANCE FACILITY LOCATED AT 15750 S. LAGRANGE ROAD.

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

**2011-0776 2012 Land Development Code Amendments I**

Content of Proposed Regulations:

Section 6-201 E-1 Estate Residential District  
Section 6-202 R-1 Residential District  
Section 6-203 R-2 Residential District  
Section 6-203 R-2A Residential District  
Section 6-204 R-3 Residential District  
Section 6-204.5 R-3A Residential District  
Section 6-205 R-4 Residential District  
Section 6-207 BIZ General Business District  
Section 6-210 COR Mixed Use District  
Section 6-209 Old Orland Historic District  
Section 6-211 ORI Mixed Use District  
Section 6-212 Village Center District (VCD)  
Section 6-302 Accessory Structures and Uses  
Section 6-306 Off-Street Parking and Loading Requirements  
Section 6-307 Signs  
Section 6-310 Fences

### OVERVIEW AND BACKGROUND

The report is divided into three parts. The first two parts are included in this staff report. The first part will explain the substantive, content related, amendments that are proposed. The second part will explain the amendments necessary to clarify, correct, and refine existing regulations in the Land Development Code.

The third part, the Attachments, is for reference purposes. It provides the actual amended language from the particular code section or sub-section that is impacted by the proposed changes. Language with a strike-out (strike-out) indicates elimination from the Code. Language that is italicized and underlined (italicized) is added to the Code. To review the existing Land Development Code sections, please reference a hard copy of the Land Development Code or visit [www.orland-park.il.us](http://www.orland-park.il.us) <<http://www.orland-park.il.us>>.

### PROJECT DESCRIPTION & SUMMARY OF SUBSTANTIVE AMENDMENTS

The following is a summary of the substantive and content based amendments reviewed by the Plan Commission on April 10, 2012 and the Development Services and Planning Committee on April 16, 2012. Additional details about the amendments are discussed in the Plan Commission report, which is attached for reference.

#### Commercial Retail Parking Requirements

The proposed amendment includes reducing parking ratio requirements for retail commercial buildings/sites under 50,000 square feet from the existing requirement of 5 parking spaces per 1,000 square feet (i.e. 1 space per 200 square feet) to 4 parking spaces per 1,000 square feet (i.e. 1 space per 250 square feet). Currently, the Code affords buildings over 50,000 square feet a ratio of 4 spaces per 1,000 square feet. The proposed amendment will bring all sizes of commercial retail buildings/sites under the same ratio requirements. The amendment will bring the Code in line with national standards identified by the American Planning Association for buildings up to 400,000 square feet (Orland Park has only two buildings with such large square footage: Orland Square Mall and Orland Park Place Mall).

#### Old Orland Historic District Amendments

The proposed amendments deal with parking, fences and decks in the historic district. For parking, the proposed change seeks to allow new construction the same on-street and shared parking opportunities as afforded to existing construction. The current code makes it prohibitive for new construction to contain all parking on site since lot sizes in Old Orland are irregular and small. Parking for new construction was therefore a deterrent to redevelopment in the area.

Current code requires a 3 foot height for picket fences in Old Orland. This height is no longer supported by manufacturers since 4 foot picket fences are industry standard. The amendment for fences in Old Orland is to increase picket fence

heights from 3 feet to 4 feet. The HPRC was consulted on the proposed change and did not object to the height increase.

Current code requires all decks in Old Orland to be reviewed as a Major Change, which carries stringent review requirements regardless of landmark status. The proposed change is to limit deck reviews to those decks that are visible from the right-of-way and therefore impact the public appearance of the non-contributing buildings. Landmark or contributing buildings will still be reviewed as a Major Change.

#### Restaurant Proximity Requirements

In the BIZ and COR zoning districts, restaurants within 330 feet of residential properties are required to obtain a special use permit. The public notification requirements of Section 5-101, however, require that all neighboring properties within 300 feet be notified of the public hearing, which means not all properties that should be notified are actually notified. The proposed amendment is to reduce the proximity requirement for restaurants in BIZ and COR from 330 feet to 300 feet so notification requirements and public hearing requirements align and so that the property that triggers the public hearing process via special use can actually receive notification.

#### Places of Worship

Places of worship tend to require special use permits in almost all zoning districts that allow them. The reason for this is because the special use provides some leeway to mitigate impacts on the surrounding context (e.g. congestion, circulation, screening, parking etc.). In the Village Center District, however, places of worship are currently a permitted use when the facility is more than 300 feet from a single family detached residential lot line. The amendment proposes to make places of worship an outright special use to be consistent with the other zoning districts that allow them and to provide control over the impacts that accompany such development.

#### Signs

The proposed amendment for window signs seeks to include images (essentially advertising with no words or otherwise displayed) in an existing provision that limits the amount of window signs a business can have displayed-up to 50% of the window area. The intent of including images within that 50% window sign limit is to maintain building transparency at street level.

At the April 10, 2012 Plan Commission meeting, a discussion ensued about the difference between transparency and translucency and whether 100% frosted or painted windows counted as images under this amendment. Frosted or painted windows often screen interior mechanical or other utility spaces from public view. In those instances, the frosted window does not fall under the provision in question. The intent of the amendment is to limit businesses from displaying large images as a means of advertising in place of window transparency or mechanical

screening. The amendment does not address the amount of window area that can be frosted, since this is dependant on individual building conditions and space use/re-use needs.

Additionally, amendments were proposed to the Land Development Code under case number 2011-0079 on March 8, 2011 regarding political signs. The provisions in Section 6-307.N.2.I were revised to comply with state statutes (Public Act 96-0904). In short, political campaign signs will have the same setback (5 feet) as any other sign and carry the same dimensional requirements as construction and real estate signs. Less than 1 acre, the size is limited to 6 square feet. Less than 1 acre but on arterial road, the size is limited to 40 square feet. Greater than 1 acre but less than 10 acres, the size is limited to 40 square feet. Greater than 10 acres, the size is limited to 64 square feet. Time restrictions are applied only to non-residential and mixed-use properties.

#### Prohibited Fences

The amendment prohibits temporary fences that are in place for longer than 6 months or are located around the perimeter of the lot. It addresses a growing property maintenance concern that has seen snow fences or erosion control fences used as temporary enclosures for dog runs etc. by residents and businesses. The amendment will limit the use of these fences to the actual intended use (snow fences for snow and erosion control fences for erosion control).

#### PROJECT DESCRIPTION & SUMMARY OF CLARIFICATION AMENDMENTS

The following is a summary of the clarification based amendments reviewed by the Plan Commission on April 10, 2012 and by the Development Services and Planning Committee on April 16, 2012. Additional details about the amendments are discussed in the Plan Commission report, which is attached for reference.

#### Retaining Walls

Provisions regarding retaining walls resulting from side-loaded garages and driveways approaching the side lot lines were removed from all the residential districts and placed in Section 6-302's regulations for retaining walls. This makes the code user friendly in that all retaining wall regulations and information can now be found in a single location rather than spread across the code in multiple zoning districts. The applicability and the content of these provisions did not change with the move.

#### Sign Review Process

The Code was updated to reflect the actual sign review process as administrative conducted by the Development Services Department. The code currently requires the Development Services Department and the Plan Commission to review all sign permit applications, which would impact the efficiency of the review process and the use of Village resources. The update removes Plan Commission and keeps the reviews administrative. Plan Commission will still be able to review

signs when they are proposed on site plans or building elevations.

#### Food Processing Plants

The proposed amendment seeks to bring ORI district regulations concerning food processing plants and their proximity to residential properties on par with MFG district regulations that require a 1,000 foot minimum distance. This will provide consistency between the districts and make ORI more restrictive than it currently is.

#### Vehicle to Grid (V2G) Standards

A minor amendment intends to streamline the review process for electric vehicle charging stations. The current code requires site plan review for charging stations, which tend to be similar in size to bollards. The scale of such projects does not merit a full site plan review at Plan Commission. The amendment, therefore, seeks to make the review process administrative.

I move to approve the Land Development Code amendments titled "Part Three: Attachments", prepared by the Development Services Department and dated April 5, 2012, for Sections 6-201, 6-202, 6-203, 6-203.5, 6-204, 6-204.5, 6-205, 6-207, 6-209, 6-210, 6-211, 6-212, 6-302, 6-306, 6-307 and 6-310;

And

I move to approve the Land Development Code amendments for Section 6-307 as presented in the attachment titled "Part Three: Attachments - Political Campaign Signs", prepared by the Development Services Department and dated April 7, 2011.

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

**2011-0348 Authorizing Abrogating Certain Ingress-Egress and Utility & Drainage Easements - Orland Fire Protection District, Village Center Phase 2 - Ordinance**

This ordinance is proposed to formally eliminate a 24 ft. wide ingress-egress easement and a eliminate portion of a 30 ft. utility & drainage easement on the Orland Fire District property at 9788 151st Street. The easements lie upon the northern region of the property, a parcel purchased from the Village in 2010. These easements are remnants of the original Village Center subdivision and are no longer necessary, given how the area has developed over the years. The 30 ft. utility & drainage easement will be partially eliminated, leaving 5 ft. to remain for existing utility connections. The ingress-egress easement will be completely eliminated, as it there are no means of access to the surrounding properties- El Cameno Re'al single family subdivision to the west, Ravinia Avenue professional office complex to the east.

I move to pass Ordinance Number 4730, entitled: AN ORDINANCE ABROGATING CERTAIN INGRESS-EGRESS AND UTILITY & DRAINAGE

EASEMENTS - ORLAND FIRE PROTECTION DISTRICT STATION NO. 1 (9788 151ST STREET), VILLAGE CENTER PHASE 2

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

**2012-0122 Hotside Crossfit - Special Use Permit - Ordinance**

On April 2, 2012 the Village Board approved a special use permit to allow for an indoor recreation use for Hotside Crossfit, located in a 3,000 square foot space at 15434 70th Court. The special use permit allows for an indoor recreation use and is subject to conditions as stated in the ordinance.

I move to pass Ordinance Number 4731, entitled: ORDINANCE GRANTING A SPECIAL USE PERMIT - HOTSIDE CROSSFIT (15434 70TH COURT)

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

**2012-0218 Public Surplus Equipment Auction Policy**

In February 2012, the Village Board approved the use of an on-line public auction to dispose of certain surplus property. As part of that process, the Village is requiring that all successful purchasers complete and sign the attached form. This form was modeled after other similar policies used by municipalities such as Chicago and has been reviewed by the Village Attorney.

Staff expects that use of the on-line auction will begin next month. The Public Works Department is already prepared to post the first items following approval of this policy.

I move to approve the use of the form entitled Village Surplus Equipment Auction Policy as presented and require successful purchasers to complete and sign the required form.

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

**DEVELOPMENT SERVICES AND PLANNING**

**2012-0137 Marquette Bank Offices - Site Plan, Variances**

The Marquette Bank Retail Lending Center proposes to occupy an existing office building located at the northeast corner of 160th Street and 108th Avenue in the Beemsterboer Industrial Park. The petitioner proposes to construct twenty-two additional parking stalls in front of the building by expanding the existing parking lot. Two variances are required to accommodate the proposed parking; one to locate the additional parking between the building and the street and the other to exceed the number of parking spaces required by more than 20%. The existing spaces in the front parking lot are legally non-conforming since they were constructed prior to current Code requirements. The petitioner is proposing the following incremental improvements to mitigate the effect of the proposed Variances: a drive aisle connection to the property to the north, the installation of a

bike path along 108th Street, and the installation of a sidewalk along 160th Street.

The petitioner requests the following variances to:

1. Locate approximately twenty two additional parking spaces between the building and the street.
2. Exceed the number of parking spaces required by more than 20%, from a fifty two space maximum to approximately 64 spaces.

The recommendation motion includes the following conditions:

1. Construct the driveway stub to the northern property line at a minimum, and extend to Fifth Third Bank if permission can be obtained.
2. Pay \$1,600 into the Village's Tree Mitigation Account prior to the issuance of building permits.
3. Screen all new mechanical equipment either at grade level with landscaping or hidden behind the roofline with roof top screening. Details must be finalized prior to the issuance of building permits.
4. Meet all final engineering and building code related items for all items including the roof top screening.

Although the construction of new parking between the building and the street is not supported by the Land Development Code, in this situation it is the logical location for additional parking, since the property already has non-conforming parking in front of the building, and no major exterior remodeling is proposed for the building. The Village will benefit from the proposed incremental improvements, including improved vehicular circulation from the driveway connection and the extension of the bike path and sidewalk.

I move to approve the Final Site Plan and Variances for Marquette Bank Offices as approved at the April 16, 2012 Development Services Committee meeting and as fully referenced below.

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

I move to approve the Final Site Plan for "Marquette Bank Lending Group Office Complex" located at 15959 S. 108th Avenue, dated 03-08-12, revised 05-01-12, subject to the conditions below.

1. Construct the driveway stub to the northern property line at a minimum, and extend to Fifth Third Bank if permission can be obtained.



2. Pay \$1,600 into the Village's Tree Mitigation Account prior to the issuance of building permits.

3. Screen all new mechanical equipment either at grade level with landscaping or hidden behind the roofline with roof top screening. Details must be finalized prior to the issuance of building permits.

4. Meet all final engineering and building code related items for all items including the roof top screening.

And

I move to approve the following Variances for Marquette Bank Offices located at 15959 S. 108th Avenue:

1. Locate approximately twenty two additional parking spaces between the building and the street.

2. Exceed the number of parking spaces required by more than 20%, from a fifty two space maximum to approximately 64 spaces.

**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

**2012-0201 9869 W. 144th Place New Residence - Certificate of Appropriateness**

The petitioner proposes to construct a 3,084 square foot two-story single family home on a vacant residential lot in the Old Orland Historic District. The lot was previously the location of a non-contributing ranch house that was demolished in 2007. The 2008 Residential Area Intensive Survey (RAI) identified this lot as vacant with no historic information for the site. Since the demolition, this lot has functioned as a de facto private open space with a local community garden. The site, however, was not intended for any other land use but residential.

The proposed single family home is in the same character style that has previously been approved by the Village for new construction in the Historic District's 144th Place row, specifically at 9867 W. 144th Place, which was completed in 2011 and is adjacent to the east, and 9857 W. 144th Place further east on the block.

This petition is similar to the petition for 9875 W. 144th Place (2012-0229). The petitioner owns both properties and would like to construct both houses at the same time.

I move to approve a site plan, elevations and a Certificate of Appropriateness for Lot 18 of Humphrey's subdivision, 9869 W. 144th Place.

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

I move to approve the preliminary site plan titled "Lot 18 Humphrey's Subdivision 9869 W. 144th Place", prepared by Martin M. Engineering, Inc., and dated 3.19.12, subject to the following conditions.

- 1) All building code related items must be met.
- 2) The sidewalk on 144th Place must be fully restored post construction.
- 3) All mechanical systems must be screened at grade level.
- 4) The address for this home must recorded as 9869 W. 144th Place.

And

I move to approve the Elevations titled "Two Story Residence for 9869 W. 144th Place Orland Park II.", prepared by IJM Group, Inc., dated 4.17.12, sheets A-1.0 and A-3.1 subject to the same conditions as above.

And

I move to approve a Certificate of Appropriateness for Lot 18 of Humphrey's Subdivision (PIN 27-09-216-010) with the address of 9869 W. 144th Place subject to the same conditions.

**A motion was made by Trustee Fenton, seconded by Trustee Schussler, 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

#### **2012-0229 9875 W. 144th Place New Residence - Certificate of Appropriateness**

The petitioner proposes to construct a 2,670 square foot two-story single family home on a vacant residential lot in the Old Orland Historic District. The lot was previously the location of a non-contributing ranch house that was demolished in 2007. The 2008 Residential Area Intensive Survey (RAI) identified this lot as vacant with no historic information for the site. Since the demolition, this lot has functioned as a de facto private open space with a local community garden. The site, however, was not intended for any other land use but residential.

The proposed single family home is in the same character style that has previously been approved by the Village for new construction in the Historic District's 144th

Place row, specifically at 9867 W. 144th Place, which was completed in 2011 and is to the east, and 9857 W. 144th Place further east on the block.

This petition is similar to the petition for 9869 W. 144th Place (2012-0201). The petitioner owns both properties and would like to construct both houses at the same time.

I move to approve a site plan, elevations and a Certificate of Appropriateness for Lot 19 of Humphrey's Subdivision for 9875 W. 144th Place.

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

I move to approve the preliminary site plan titled "Lot 19 Humphrey's Subdivision 9871 W. 144th Place", prepared by Martin M. Engineering, Inc., and dated 4.10.12, subject to the following conditions.

- 1) All building code related items must be met.
- 2) The sidewalk on 144th Place must be fully restored post construction.
- 3) All mechanical systems must be screened at grade level.
- 4) The address for this home remains 9875 W. 144th Place.
- 5) Site work related to grading must correct storm water flow away from the house and detached garage.

And

I move to approve the Elevations titled "Two Story Residence 9875 W. 144th Place Orland Park, IL.", prepared by IJM Group, Inc., dated 4.12.12 and 4.12.12, sheets A-1.0 and A-3.1 respectively, subject to the same conditions as above.

And

I move to approve a Certificate of Appropriateness for Lot 19 of Humphrey's Subdivision (PIN 27-09-216-009) with the address of 9875 W. 144th Place subject to the same conditions.

**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

**2012-0252 Assumption Greek Orthodox Church - Special Use Permit Extension**

In 2010 the Village Board granted a temporary two-year Special Use Permit for Assumption Greek Orthodox Church to operate a place of worship in the Orland Park Business Center while the church searched for a permanent home. Since that time, the church has secured property in Homer Glen and received local zoning approvals to construct a permanent church home. The Homer Glen Village Board approved the zoning and a lot coverage variance for the new church facility to be constructed at 14259 W. 143rd Street on February 14, 2012. The Special Use Permit for the current Orland Park location expires June 2012, and the church is now requesting a one year extension so they can remain in the current location while the new church is constructed.

The Orland Park Business Center is located in the ORI Mixed Use District, which is intended primarily for employment-generating, office, research and light manufacturing uses, which was the reason the two year limit was imposed.

On June 8, 2010, the Village Board approved an Ordinance granting a special use to Assumption Greek Orthodox Church, 11411 W. 183rd Street, for the operation of a 4,453 square foot place of worship in a unit of the existing Orland Park Business Center on the Subject Property with the following conditions:

1. That all new signage is approved through a separate permitting process.
2. That this special use expires two years from the date of passage of the Ordinance.

I move to approve the request of the petitioner and grant a one year Special Use Permit extension for Greek Orthodox Church that will expire June 8, 2013.

**A motion was made by Trustee Fenton, 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

**2012-0256 LaGrange Road (U.S. Route 45) Engineering Services - IDS Update - McDonough Associates**

The Village of Orland Park and the Illinois Department of Transportation (IDOT) are working together to finalize the construction plans for the highly anticipated reconstruction of LaGrange Road. The Village has been reviewing and commenting on the pre-final plans that are anticipated to be out to bid in late 2012. As part of this review, Village staff has identified and requested some changes to the pre-final plans. In particular, the Village has requested changes to the 149th & 153rd intersections, to allow dual left turn lanes. IDOT has reviewed

this request and is willing to consider it, provided the Village completes updated Intersection Design Studies (IDS) and a traffic impact study.

Village staff requested a proposal from McDonough Associates to complete this additional engineering study, due to their intimate knowledge and involvement with the proposed project. The proposal received is for \$65,084, which is below staff's estimated budget of \$80,000. It is important that work begins immediately, to allow for timely IDOT review and inclusion of any changes to their construction plans. It should be noted that IDOT has not agreed to any changes to the pre-construction plans nor will they until the study is completed and it reflects the necessary engineering information to warrant additional changes to the plans. If the engineering study does not support the Village's request, IDOT could still deny the Village's request for changes to these two intersections.

Due to timing restrictions, this request is being made directly to the Village Board of Trustees.

I move to approve the proposal submitted by McDonough Associates to complete an additional engineering study in the amount of \$65,084.

**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

### **2012-0259 McHugh Construction - Lease Agreement**

McHugh Construction was offered space in the Orland Plaza building as part of the Ravinia Avenue North Extension and the Ninety 7 Fifty construction projects. They will be operating their field office out of the former Plaza Café space and will be using the Barbershop, Jamarco Salon and Frontier Construction spaces for other offices and material storage.

The Village's attorney drafted the attached signed lease. McHugh Construction will not pay any rent but is responsible for all utilities. Because the building is planned to be demolished in the future, the Village is not responsible for any major repairs or replacement due to fire.

The lease will likely expire in December of 2013.

I move to approve a lease agreement with McHugh Construction for 9638-9644 143rd Street.

And

To authorize the Village Manager to execute the agreement.

**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

## PARKS AND RECREATION

### 2012-0247 Civic Center Roof Replacement Bid Award

Five (5) bids were received for the Civic Center roof replacement and the low bidder was Coleman Roofing, Inc. of Chicago at \$84,142.00 without alternate 1 (alternate 1 - remove existing roof from the annex and install all new insulation. Our contracted engineers do not feel that this additional extra is necessary). Amount budgeted for this work was \$160,000.00. Because of impending events at the Civic Center it is noted that we need to move forward on this item in order to assure completion in a timely manner.

This agenda item is being considered by the Parks & Recreation Committee and the Village Board of Trustees meeting on the same night. Village Board approval will be contingent upon receiving an approval recommendation at the Parks & Recreation Committee meeting.

I move to approve accepting the bid amount not to exceed \$84,142.00 from Coleman Roofing, Inc.

**A motion was made by Trustee Gira, seconded by Trustee Dodge, 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

### 2012-0262 Park/Playground RFP Results

Fourteen RFP's were received for design of park and play equipment at the following parks: Centennial Park (play equipment replacement), Sunny Pine Park (play equipment replacement) and Colette Highlands (tot lot design/play equipment). After review by a Village team from Parks, Recreation, and the Village Manager's Office, three different firms were picked to design the parks. They were all chosen based on cost and qualifications.

Norris Design	Centennial Park	\$4,200.00
Architectural Resource Corporation	Sunny Pine Park	\$4,800.00

Brusseau Design Group

Colette Highlands Park \$8,090.00

Due to cost, Brusseau Design will require Board approval. We are excited to advance the development of these parks and feel each of these firms offered proposals that bring quality at an appropriate cost.

I move to approve the proposal from Brusseau Design at a cost not to exceed \$8,090.00.

**A motion was made by Trustee Gira, seconded by Trustee Dodge, 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

## PRESENTATION

### 2012-0273 Community Wide Survey - Presentation

Damema Mann, Director of The National Research Center, Inc. gave a power point presentation (EXHIBIT A) explaining the results of the Community Wide Survey.

Ms. Mann stated that 88 percent of respondents described the quality of life in the Village as good or excellent and 82 percent described the Village's overall appearance as good or excellent. Those high marks were given by 71 percent of respondents when asked to describe Orland Park as a place to work. 94 percent said that as a place to raise kids, the Village was good to excellent.

Ms Mann stated that concerning what residents pay in property tax to the Village they felt the value of services they received was good to excellent.

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

## VILLAGE MANAGER'S REPORT

### 2012-0275 Electric Aggregation Rates

President McLaughlin stated that due to the commodity nature of electricity, decision will need to be made by the Village Board this evening regarding selecting an electricity supplier; how long the contract will be for; and what percentage should the green energy be.

Village Manager Grimes explained that on March 20, 2012, Orland Park electors voted in favor of the Village of Orland Park operating an opt-out electric aggregation program for residential and small commercial retail customers.

The Village's electrical aggregation consultant, David Hoover, founder and executive director of the Northern Illinois Municipal Electrical Collaborative (NIMEC), was present. He has solicited proposals to facilitate the sale and purchase of electricity, related services and equipment.

Mr. Hoover stated that this afternoon it was reported to him that the new ComEd rates will increase as of June 1st from 7.73 to 8.5 cents per kilowatt hour. The savings that the Village is looking at will be approximately 43% on the supply portion of the bill.

President McLaughlin questioned why with all the discussion of aggregation and the competitive bidding taking place, would Edison raise the rate.

Mr. Hoover stated that ComEd is not in the power business and does not set their own rates. There is an agency of the State and their sole job is to negotiate with all the power supply companies on behalf of all the residents and small commercial businesses that take power through ComEd. That agency is the one who dictates the rates.

Several years ago that agency entered into some longer term contracts which expire next year. Now with approximately 30% of the load leaving with aggregation, when the higher rate is applied to a small base it drives the rates up.

Mr. Hoover reported to the Board that six companies submitted bids for the Village's electrical service with three being designated finalists, Director Energy, FirstEnergy, and Nordic Energy Services.

A summary sheet had been given to the Board to review different rate prices on how long of a contract is signed. Mr. Hoover reviewed those prices.

He then reviewed the companies. Direct Energy and FirstEnergy are larger corporations; Nordic Energy Services is a private corporation and is based in Oak Brook Terrace, Illinois. First Energy is an Ohio based company and has more experience with aggregations; they have done approximately 400 aggregations in Illinois and Ohio. In the event that the ComEd rate were to fall down below the rate that the Village is quoted, FirstEnergy and Nordic would match that rate or return everyone back to ComEd to take advantage of that lower rate. Direct Energy did not offer that guarantee so no adjustments would be made to the rate that they would quote.

Mr. Hoover stated that all three of these companies are well established companies and would fulfill the terms of their contracts. FirstEnergy's rate was 4.79 per kilowatt hour versus Nordic Energy's being 4.82 cents per kilowatt hour.

President McLaughlin stated that FirstEnergy was the only company with an early termination fee for the individual homeowner if they choose to enter into this



agreement and at a later date choose to terminate (opt-out) their contract.

Mr. Hoover stated that he spoke with a representative from FirstEnergy and was told they would waive the early termination fee if that made a difference. So now none of these three companies have an early termination fee.

President McLaughlin stated that because ComEd has increased their rate, he would like to sign a 2 year contract and would like the Boards opinion.

Trustee Fenton requested that Mr. Hoover explain green energy.

Mr. Hoover stated green energy is power that would come from green sources, for example windmills.

Trustee Dodge stated that green energy receives massive federal subsidies, if those subsidies are discontinued what would happen to the rates. He also would like to see a two year contract signed.

Mr. Hoover replied nothing would happen. The Villages rates are fixed rates for two years.

Trustee Gira stated that she participates in the Commonwealth Edison Real-Time Pricing program. She schedules her dishwasher to run at 2 AM to save on the expense. How will this program impact with a new company?

Mr. Hoover stated that Trustee Gira will not be impacted at all; she will be excluded from the aggregation because she has elected to move into an optional rate. The aggregation is eligible for everyone who is on the standard ComEd rates.

President McLaughlin asked when the residents receive the letter regarding opting in or out, everything will be covered in that letter to educate the public, correct.

Mr. Hoover stated that is true.

Trustee Schussler stated that regarding the 25 percent green energy, he can go with or without that. It seems to be very insignificant and is a feel-good thing. He believes the Village should consider a two year contract.

Resident Alan Perkis questioned if the Village would be responsible to pay for any equipment breakdown repairs.

Mr. Hoover replied that there is no obligation for the municipality. The company is responsibly to supply the Village energy at the price they quote.

Trustee Ruzich asked how long Nordic has been in business and also FirstEnergy.

Mr. Hoover responded Nordic since 2007 and FirstEnergy is like the ComEd in most of Ohio, they have been in businesses anywhere from 50 to 75 years.

Trustee Schussler stated he recommends pursuing FirstEnergy, an established electrical provider. Nordic is new as an electricity provider with only two residential aggregation customers.

Mr. Hoover stated that Nordic is an established company that has supplied natural gas in the commercial marketplace for a number of years. It has recently moved to supply electricity and serves Hinsdale and Erie.

Trustee O'Halloran stated that he is leaning towards Nordic Energy Service. This is an Illinois based business and he would like to create jobs right here in Illinois.

President McLaughlin agreed with an Illinois based company. The advantage of using an Illinois-based company offset the three-hundredths of a cent per kwh difference, or about \$5.00 per year per household. The typical household savings will be over \$300.00 per year.

President McLaughlin took a consensus of the Board on the following:

- Does the entire Board agree with 25 percent green energy?
  - o The entire Board Agreed.
- Does everyone agree to a two year contract?
  - o The entire Board Agreed.

Mr. Hoover stated that Village residents, as a whole, should save about \$9 Million through this program. That is money that will remain in Orland Park.

I move to approve staff to negotiate a contract with Nordic Energy Services as the energy supplier for the Village's Opt-Out Electric Aggregation program;

And

To authorize the Village Manager to execute the agreement.

**After The Vote:** Trustee Dodge stated for the record that the motion as stated was simply to go with Nordic. If the question was to go with Nordic and see if they would reduce their rate, his vote would have been Aye.

Trustee Dodge stated that he does not have a problem with Nordic, the question on the table was not to go with Nordic and see if they would match FirstEnergy's rate.

**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 President McLaughlin

**Nay:** 3 - Trustee Dodge, Trustee Schussler, and Trustee Griffin Ruzich

## **NON-SCHEDULED CITIZENS & VISITORS**

Liam Mulcahy - 13940 Black Hawk Lane spoke before the Board regarding freedomreighs.us

## **BOARD COMMENTS**

TRUSTEE DODGE - Stated that he is glad to see the Electrical Aggregation moving forward.

TRUSTEE FENTON: On behalf of the residents in the Villa West Subdivision, they wanted to extend their thanks to the Public Works Department along with Village Manager Grimes for all their help at the corner of Maple and Spruce. Last week (5/3) they experienced flooding issues in that area. After two heavy rain falls and that area continuing to flood, Public Works worked out a solution and now the problem has been fixed.

Trustee Fenton reported on the following new businesses that have recently opened in the Village:

- Blissful Banana - 15341 94th Avenue
- Dr. Riad Alzein Medical Office - 10 Orland Square Drive (in the old Plunkett furniture store)
- Drug Center Pharmacy – 10 Orland Square Drive
- State Farm Insurance – 7846 159th Street
- Met Life – 15341 94th Avenue – Suite 101
- Farmer's Insurance – 9721 165th Street
- Affordable Dentures – 15800 Harlem Avenue
- M & T Auto Repair – 15619 70th Avenue
- J & H Superior Maintenance – 15630 70th Court
- AEMMA Technology Solutions, Inc – 16308 107th Avenue

PRESIDENT McLAUGHLIN – Would like to say, great job done to all those who have been working on 143rd and LaGrange intersection. He was glad to see the light at Ravinia and 143rd as well as 142nd and LaGrange all coordinated.

President McLaughlin stated that back in 2003 the Village began the property tax rebate program for residents in the Village. This program was temporarily ended in 2009 due to the economy and the need to keep the Village finances in order.

He reported that in 2007 - 8 months out of 12 the Village's sales tax revenue came

under budget. In 2008 and 2009 all 12 months came in under budget. That is why in 2009 the tax rebate program needed to be temporarily discontinued. In 2010 – 7 months out of 12 the tax revenue began to show improvement, 2011 – 10 month out of 12 and in 2012 (January and February) the Village was over-budget in sales tax revenue.

President McLaughlin stated that he believes the Village's sales tax revenue is changing and after reviewing these changes with staff he is recommending the Finance Committee to begin working with staff to reinstate the tax rebate program back to our residents as the Board promised back in 2009.

TRUSTEE DODGE – Suggested that the Technology, Communication & Community Engagement Committee get involved to make this process easier and more efficient for Village residents to apply for the rebate in the future. In past years this has been done only using paper applications. Now possibly the Village can use on-line technology.

President McLaughlin agreed with Trustee Dodge on that suggestion. He stated anything that will help make the process easier for residents as well as staff, he is all for.

## EXECUTIVE SESSION

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

**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.

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

**ADJOURNMENT - 9:30 PM**

**A motion was made by Trustee O'Halloran, seconded by Trustee Fenton, 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: May 21, 2012

Respectfully Submitted,

/s/ David P. Maher

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**David P. Maher, Village Clerk**