

VILLAGE OF ORLAND PARK

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



Meeting Minutes

Monday, March 1, 2010

7:00 PM

Village Hall

Board of Trustees

Village President Daniel J. McLaughlin

Village Clerk David P. Maher

*Trustees Bernard A. Murphy, Kathleen M. Fenton, Brad S. O'Halloran,
James V. Dodge, Jr., Edward G. Schussler, and Patricia Gira*

CALL TO ORDER/ROLL CALL

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

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

VILLAGE CLERK'S OFFICE**2010-0097 Approval of the February 15, 2010 Regular Meeting Minutes**

The Minutes of the Regular Meeting of February 15, 2010, 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 February 15, 2010.

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

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

Nay: 0

PROCLAMATIONS/APPOINTMENTS/PRESENTATIONS**2010-0108 Eagle Scout Recognition - Presentation**

President McLaughlin presented the Community Pride Award to Dominick Peters in recognition of achieving the rank of Eagle Scout in the Boy Scouts of America.

This matter was a presentation, NO ACTION was required.

2010-0107 St. Michael School Varsity Cheerleaders - Presentation

President McLaughlin presented the Community Pride Award to the St. Michael Cheerleaders and their Coach, Becky Weslow and Assistant Coaches, Kim Williams and John Powers, in recognition of their being named the National Champions at Jamfest Super Nationals and the ICCA State Cheerleading Champions in Springfield.

This matter was a presentation, NO ACTION was required.

CONSENT AGENDA

Trustee Fenton asked that Item H. Southmoor Commons Special Use Permit Amendment - Ordinance be removed from the Consent Agenda for a separate vote.

Passed the Consent Agenda

A motion was made by Trustee Murphy, seconded by Trustee O'Halloran, 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 Murphy, Trustee Fenton, Trustee O'Halloran, Trustee Dodge, Trustee Schussler, Trustee Gira, and Village President McLaughlin

Nay: 0

2010-0106 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 February 19, 2010 in the amount of \$857,801.12.

This matter was APPROVED on the Consent Agenda.

2010-0109 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 February 16, 2010 through March 1, 2010 in the amount of \$1,456,509.20.

This matter was APPROVED on the Consent Agenda.

2010-0092 Community Gardens - Land Usage

Over a year ago there was a suggestion to implement Community Gardens in Orland Park. During the year a conceptual plan has been developed along with rules and regulations for a pilot program in Discovery Park. Most of the material used for the paths will be recycled grindings. Village manpower will be used to get the gardens started. It will be necessary to tap into the water line and install a spigot at a cost of approximately \$300. This project will also be in conjunction with the Village's Green Initiatives.

I move to approve the conceptual plan for the Community Gardens to be installed at Discovery Park.

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

2010-0098 Centennial Park Aquatic Center - Group Rates

Staff is recommending the implementation of a new group rate structure at the Centennial Park Aquatic Center. Currently, without a group rate option, the current CPAC rate structure may be unaffordable to not-for-profit organizations and day camps and may not be competitive enough to attract other groups.

These groups reserve space in advance and are therefore very desirable clients for the pool. Accommodating these patron groups could positively impact the earned revenues as they will honor their reservation at the pool even if there is inclement weather. In the past, revenues have directly corresponded with daily weather fluctuations. An additional benefit is that most day camps tend to conclude by 3:00 p.m. As such, the reservations for camps will generally be from 12:00 - 3:00 p.m., ending before Centennial Pool reaches its rush of potential capacity.

The group rate structure will serve as an ideal way to tap into markets that would traditionally not consider CPAC due to the current price-point structure. In addition to the group rate structure, staff is also recommending a second tier group rate specifically for non-profit and day camp organizations. It is anticipated that this rate will help capture this specialized area and will further bolster revenues.

Staff has researched the group rate concept overall and has found that it is commonly offered as an option at many water parks and we are proposing rates that are competitive with other local facilities.

Current CPAC Daily Admissions:

Resident	Non-Resident
\$6.00	\$12.00
\$3.00 Resident (after 5pm)	

Proposed Group Rate Structure:

	Resident	Non-Resident
Group of 15 - 99	\$5.00	\$9.00
Group of 100 - 199	\$4.00	\$8.00
Group of 200+	\$3.00	\$7.00

*Non-profit Organizations/Day Camps - \$8/per person
Participants and chaperones

Should a group rate structure be adopted, the Recreation Department will create a marketing piece to send (by e-mail or mail as appropriate) to local organizations, day camps and businesses to promote group rates, thereby providing new opportunities to increase revenue.

I move to approve the proposed group rate structure of not-for-profit organizations/day camps for Centennial Park Aquatic Center.

This matter was APPROVED on the Consent Agenda.

2009-0446 Dairy Queen Outdoor Patio - Special Use Permit

The petitioner proposes to install an outdoor seating area patio in front of the Dairy Queen restaurant. To do this, he is proposing to eliminate two existing parking spaces immediately in front of the building and replacing them with a new concrete patio area that will contain approximately 20 seats and that will be fenced with a four foot tall aluminum railing.

The petitioner also proposes to create new pervious open space on the site. The new pervious space will replace an area currently occupied by six parking spaces directly in front of the restaurant. It will consist of a grass lawn.

The proposed outdoor seating patio space will be 30 feet wide along La Grange by 10 feet deep. The proposed pervious open space will be approximately 30 to 50 feet wide along La Grange by 30 feet deep.

A special use permit was required because Dairy Queen is a restaurant within 300 feet of residential properties that proposes to increase the intensity of the use and never had a previous special use permit. It existed prior to the zoning requirements for a special use.

I move to approve the site plan and special use permit for Dairy Queen as recommended at the January 26, 2010 Plan Commission hearing and the February 22, 2010 Committee of Trustees meeting and as fully referenced below;

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

I move to approve the site plan titled "14460 S La Grange Road, Orland Park, Proposed Concrete Patio", prepared by the petitioner Raj Patel, date stamped received October 26, 2009, subject to the following conditions:

1. That a bicycle parking rack is installed on site near the main entrance;
2. That the color of the four (4') foot tall aluminum outdoor seating patio fence be black;
3. That a sidewalk is added along the north edge of the proposed green space to connect the La Grange Road sidewalk with the sidewalk in front of the Dairy Queen main entrance;
4. That the petitioner work with the adjacent property owner to establish a cross-access connection to the south before left turn movements from the site on to La Grange Road are blocked;

AND

I move to approve the special use permit for Dairy Queen.

This matter was APPROVED on the Consent Agenda.

2009-0503 Culver's of Orland Park - Plat of Subdivision

Approval is being requested for a record plat of subdivision for Culver's of Orland Park, located at 159th Street and Parkhill Drive.

On June 5, 2009, the Village Board approved the final plan.

Staff has reviewed the Record Plat of Subdivision and finds it to be substantially in conformance with the approved final plan.

I move to approve the mylar original Record Plat of Subdivision for Culver's of Orland Park, prepared by Joseph A. Schudt & Associates, Project No. 08065-012, dated 6/4/2009,

and

I move to approve the signature of the plat by the authorized parties and subsequent recording by the Village Attorney.

This matter was APPROVED on the Consent Agenda.

2008-0621 Culvers of Orland Park - Ordinance

On June 15, 2009, the Board approved an amendment to a Special Use Permit with modifications for a planned development and for Site Plan, Building Elevations and Subdivision, located at the northwest corner of 159th Street and Park Hill Drive. The special use permit allows for the operation of a restaurant with a drive through on a new outlot and is subject to conditions as stated in the ordinance.

I move to pass Ordinance Number 4551, entitled: AN ORDINANCE GRANTING AMENDMENTS TO SPECIAL USE PERMITS - CULVER'S OF ORLAND PARK

This matter was PASSED on the Consent Agenda.

2008-0591 Open Space Inspections - Enforcement Policy

In 2007, based on resident complaints, the Village began a program to inspect Orland Park open space (parks, detention ponds, etc.) adjacent to private property to see if property owners had encroached on Village-owned land. Residents first received informational letters of notification regarding the pending inspections in 2007 and inspections were conducted between 2008 and 2009. In total, the Village conducted 1,093 inspections of open space adjacent to private properties. The Village now has a completed inspection form and photographs for every address adjacent to village-owned open space as determined by the GIS

system.

Of the 1,092 inspections, 90% (980) passed with no encroachment, 9% (98) failed with some encroachment and 1% (14) of the properties did not have access to the open space.

The levels of encroachment varied from minor landscaping improvements to retaining wall structures and fishing piers extending into Village detention ponds. The Village created categories to distinguish between different levels of severity among the encroachments. Per the guidelines, the 98 encroachments were rated as either A (16), B (31) or C (51) violations.

Village staff has worked with the Village's attorney and the Development Services and Planning Committee to draft a policy outlining how to address the existing and potential future encroachments (EXHIBIT A).

I move to approve the Open Space Inspection Policy, as outlined in the attached 'Exhibit A'.

This matter was APPROVED on the Consent Agenda.

2009-0364 Southmoor Commons Special Use Permit Amendment - Ordinance

On December 7, 2009, the Village Board approved an amendment to Special Use Ordinance #3719 and the associated annexation agreement that governs the Southmoor Commons commercial area, to delete the current land use restrictions and replace with uses and special uses allowed in the BIZ Business District, with the exception of the following uses that will be prohibited: animal hospitals, pound shelters and overnight animal boarding, vehicle repair and car washes. Any additional drive-in service windows must be approved by the Village Board.

This is now before the Village Board for consideration of the ordinance.

I move to pass Ordinance Number 4552, entitled: AN ORDINANCE GRANTING AN AMENDMENT TO A SPECIAL USE PERMIT - SOUTHMOOR.

A motion was made by Trustee James Dodge, Jr., seconded by Trustee Patricia Gira, that this matter be PASSED. The motion CARRIED by the following vote:

Aye: 6 - Trustee Murphy, Trustee O'Halloran, Trustee Dodge, Trustee Schussler, Trustee Gira, and Village President McLaughlin

Nay: 1 - Trustee Fenton

DEVELOPMENT SERVICES AND PLANNING

2009-0629 Chicago Taste Gyros - Special Use Permit

The petitioner is proposing to operate a restaurant in the existing "County West Plaza" commercial strip center located at the northwest corner of 159th Street and Wolf Road. The strip center has thirteen tenant spaces including two other restaurants. The business will occupy the southernmost corner tenant space where the former White Hen was located. The restaurant will serve prepared food, primarily sandwiches, for carry out only with no patron seating. No delivery services will be offered. The hours of operation will be from approximately 11 am until 9 pm seven days per week. Interior remodeling will occur and must comply with the permitting and approval process. Other than a new wall sign, no changes are proposed to the exterior of the building or to the site plan.

I move to approve a Special Use Permit for Chicago Taste Gyros as recommended at the February 23, 2010 Plan Commission meeting and as fully referenced below.

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

I move to approve a Special Use Permit for Chicago Taste Gyros; a carry-out restaurant located at 15880 S Wolf Rd. and as shown on the County West Plaza Site Plan, "Exhibit B," received December 29, 2009, subject to the following conditions:

1. One dedicated dumpster is maintained for Chicago Taste and is stored in the existing masonry enclosure behind the store.
2. This approval is subject to meeting Building and Health Code requirements.
3. New signage will be approved through a separate permitting process.

A motion was made by Trustee James Dodge, Jr., seconded by Trustee Patricia Gira, that this matter be APPROVED. The motion CARRIED by the following vote:

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

Nay: 0

PARKS, RECREATION & ENVIRONMENTAL INITIATIVES

2010-0101 Old Police Station Rehabilitation Project - Bid Award

The FY2010 Budget included \$518,093 for the exterior rehabilitation of the former Police Station building. This is the first phase of this project.

The legal notice for the bid went out in January and a pre-bid meeting was held on February 3, 2010. That meeting included a walk-through of the facility and

questions and answers with the Village's architectural team from Gilfillan, Callahan, Nelson Architects. In return, ten bids were received at the schedule opening. Sealed bids were opened by the Village Clerk's Office on Tuesday, February 16, 2010.

The GCN Architects and Village staff members have analyzed the bids and the qualifications of the bidders and recommend that the contract for the Old Police Department Rehabilitation work be awarded to the lowest, responsible, responsive bidder, Construction Solutions of Illinois, Inc., in the amount of their Base Bid proposal of \$303,723 plus Alternates No. 1 and 2 for a total contract amount of \$310,123.

The Contractor is prepared to complete the project per the scheduling requirements as described in the bid documents.

This item was sent to the Committee as information only due to the timing of it's posting to the agenda and now is before the Village Board for final consideration.

I move to approve the contract to Construction Solutions of Illinois, Inc. in the amount of \$310,123.

and

To have the Village Manager execute a contract.

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

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

Nay: 0

VILLAGE MANAGER'S REPORT

2010-0102 Village Code Amendment - Time Change for all Board Committees - Ordinance

Trustee Dodge stated that beginning in April the Committee Meetings will be on the same nights as the Board of Trustees meetings. This change is so the Village Hall will only be opened two evenings per month.

The regular meetings of the Board Committees will meet at 6:00 PM before the Board meeting, on the first and third Mondays of the month at the Village Hall beginning in April, 2010.

Committees are as follows:

On the first Monday of each month:

Finance
Community Events & Outreach
Public Works and Engineering

On the third Monday of each month:

Development Services & Planning
Parks, Recreation & Environmental Initiatives
Public Safety

Following the Committee meetings, the Board of Trustees meetings are scheduled to begin at 7:00 PM.

I move to pass Ordinance Number 4553, entitled: AN ORDINANCE AMENDING TITLE 1 CHAPTER 5 OF THE ORLAND PARK MUNICIPAL CODE, REGARDING COMMITTEE MEETINGS IN THE VILLAGE OF ORLAND PARK, COOK AND WILL COUNTIES, ILLINOIS

A motion was made by Trustee James Dodge, Jr., seconded by Trustee Kathleen Fenton, that this matter be PASSED. The motion CARRIED by the following vote:

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

Nay: 0

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) 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 Bernard Murphy, seconded by Trustee Brad O'Halloran, that this matter be RECESS. The motion CARRIED by the following vote:

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

Nay: 0

RECONVENE BOARD MEETING

The roll was called to reconvene the Regular Meeting and Trustees Murphy, Fenton, O'Halloran, Dodge, Schussler, Gira, 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) pending litigation against, affecting or on behalf of the village or when found by the board that such action is probable or imminent.

ADJOURNMENT - 8:20 PM

A motion was made by Trustee Bernard Murphy, seconded by Trustee Kathleen Fenton, that this matter be ADJOURNED. The motion CARRIED by the following vote:

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

Nay: 0

/nm

APPROVED:

Respectfully Submitted,

David P. Maher, Village Clerk