

VILLAGE OF ORLAND PARK

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



Meeting Minutes

Monday, October 3, 2011

7:00 PM

Village Hall

Board of Trustees

Village President Daniel J. McLaughlin

Village Clerk David P. Maher

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

CALL TO ORDER/ROLL CALL

In the absence of Village Clerk David P. Maher, Deputy Clerk Joseph S. La Margo was present.

The meeting was called to order at 7:01 PM.

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

VILLAGE CLERK'S OFFICE**2011-0629 Approval of the September 19, 2011 Regular Meeting Minutes**

The Minutes of the Regular Meeting of September 19, 2011, were previously distributed to the members of the Board of Trustees. President McLaughlin asked if there were any corrections or additions to be made to said Minutes. There being no corrections or additions,

I move to approve the minutes of the Board of Trustees Meeting of September 19, 2011.

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

2011-0609 Orland Park Chamber of Commerce - Raffle License

The Orland Park Chamber of Commerce is requesting a license to conduct a raffle at their Community Expo at Carl Sandburg High School on October 15, 2011.

I move to approve issuing a raffle license to the Orland Park Chamber of Commerce to conduct a raffle at their Community Expo at Carl Sandburg High School on October 15, 2011.

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

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

2011-0630 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 September 2, 2011 in the amount of \$884,677.47 and the Monthly Hourly Payroll for September 9, 2011 in the amount of \$21,253.23.

This matter was APPROVED on the Consent Agenda.

2011-0631 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 September 20, 2011 through October 3, 2011 in the amount of 2,677,091.15.

This matter was APPROVED on the Consent Agenda.

2011-0587 Disposal of Certain Seized Vehicles at Public Auction - Ordinance

The Police Department requests approval to declare three vehicles, a 2003 Kia Rio, 2006 Nissan Sentra, 2001 Hyundai X6300, 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 Ordinance Number 4675, 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.

2011-0598 Ravinia Avenue Wetland Mowing - Proposal

For the last several years, the Public Works Department has been charged with the maintenance of the Ravinia Avenue Wetland Stormwater Facility directly in front of the Public Works Building on Ravinia Avenue.

In previous years, controlled burns were conducted as part of the maintenance program. During the last controlled burn, the contractor was unable to keep good control of the fires. Both Public Works and Administration have looked into alternate maintenance methods. The most practicable method was determined to be a site mowing of the entire area rather than attempting another controlled burn.

During winter 2010-2011, several attempts were made by another contractor to mow this site. However, because the soils are saturated and cannot support common mowing tractors, specialized floatation tires and equipment are required. Mid America Tree & Landscape, Inc. of Mokena, Illinois (our current mowing contractor) has the specialized equipment necessary to mow this site and has submitted a proposal for mowing the entire site for a total cost of \$8,200 when weather and ground conditions allow. It is staff's recommendation to award this work as proposed.

I move to approve increasing Mid America Tree and Landscape, Inc. of Mokena, Illinois, Purchase Order 060362 for the mowing of the Ravinia Avenue wetland in an amount not to exceed \$8,200.

This matter was APPROVED on the Consent Agenda.

2011-0595 2011-2012 Road Salt Annual State Joint Purchasing Program

In March, the Public Works Department went to Board and received approval to renew our agreement with the Illinois Department of Central Management Services for our annual State Joint Purchasing Program purchase of road salt. Since that time, we have been advised of the vendor and cost of salt for this year. The vendor this year will be North American Salt Company of Overland Park, Kansas. The cost per ton has gone down from last year's cost of \$63.15 per ton to \$62.83 per ton. Once again, we are required to purchase a minimum of 5,000 tons for the year. The Village has spent an average of \$279,843.24 per winter on road salt over the last four years. To date in FY11, we have spent \$231,913.99 on road salt and have a remaining balance of \$117,309.01. Finance's preliminary estimate for FY12 road salt expenditures is \$329,843.00.

I move to approve an agreement with North American Salt Company of Overland Park, Kansas, for the purchase of salt for the 2011-2012 winter season for a cost not to exceed \$62.83 per ton and a total cost not to exceed the Fiscal Year 2012 Board approved budgeted amount.

This matter was APPROVED on the Consent Agenda.

2011-0599 Utility Cart - Parks Department - Bid Award

The Public Works Department 2011 Fiscal Year Budget has a Board approved line item in the amount of \$20,000 for the purchase of one replacement utility cart.

Legal notice ran in the SouthtownStar Newspaper on Tuesday, July 5, 2011. In addition, bid packets were available on line. In return, only one bid was received. The sealed bid was opened by the Village Clerk's Office on Tuesday, July 19, 2011.

Reinders, Inc. of Franklin Park, Illinois, submitted a bid of \$19,594.72 for one Toro Workman HDX. Their bid is \$405.28 under budget and met the specifications as written.

I move to approve awarding the bid for one Toro Workman HDX for the Parks Department to Reinders, Inc. of Franklin Park, Illinois, at a price not to exceed \$19,594.72.

This matter was APPROVED on the Consent Agenda.

2011-0602 156th Street - Ravinia Avenue to LaGrange Road - Design Engineering

In 2005, a contract was awarded to Smith Engineering to provide Professional Design Engineering services for the work associated with the design of 156th Street from Ravinia Avenue to LaGrange Road.

As the project advanced, extensive environmental work was required due to the presence of wetlands upon the property requiring review and permit by the Army Corps of Engineers, as well as IDOT for the intersection at LaGrange Road. In late 2010, the Army Corp Permit was received and wetland mitigation bank credits purchased.

When it was learned that IDOT was advancing the reconstruction and widening of LaGrange Road, this project was suspended as it was known that the project would require further work due to the IDOT reconstruction project. Now that the IDOT roadway profile is nearing final design, the changes and final work for this project can be undertaken.

Staff requested a proposal from Smith Engineering Consultants, Inc. (now HR Green, Inc.) for scope, costs and fees required to perform an IDS of the new 156th Street/LaGrange Road intersection, and prepare final bid plans and documents for the 156th Street construction and intersection modifications at LaGrange Road to meet the new IDOT plans. Following discussions since receipt of the original June 23, 2011, proposal, agreement has been reached on the scope and fees per the August 26, 2011, proposal.

It is Staff's recommendation that this proposal be accepted allowing the final

required work to be completed so the State's portion of the intersection improvement may be included in the State's plans for LaGrange Road.

I move to approve authorizing the Village Manager to execute the August 26, 2011, proposal provided by HR Green, Inc. of New Lenox, Illinois, in an amount not to exceed \$29,995 to provide Professional Engineering services required for the 156th Street project to construct a new roadway connecting Ravinia to LaGrange Road.

This matter was APPROVED on the Consent Agenda.

2011-0600 88th Avenue Roadway Improvements - IDOT Contract 63488

At the June and August 2010 Committee and Board meetings, items were presented for consideration with subsequent approval involving funding for Local Share costs and an Intergovernmental Agreement with the Village of Orland Hills for the planned 88th Avenue improvements.

The 88th Avenue project was estimated at approximately \$1.2 million and Awarded by IDOT following their September 2010 Letting. There is approximately \$880,000 in ARRA Federal funding being used for this project. As this project was making way through the IDOT process, the Village received notice that the Village had received \$300,000 in Emergency Repair Program (ERP) funds from an allocation by State Representative McCarthy. It was initially conveyed that the ERP funding would be able to be used to cover the full Local Share of project costs. However, as the project funding was finalized following the September 2010 Award, it was communicated that ERP Funds were able to cover all but 20% of the Local Share costs. The final funding formulae yields \$180,000 ERP Funds applied and \$91,200 in Local Share costs, 1/3 of which will be paid by Orland Hills upon the completion of the project.

We also just learned that the Construction Engineering costs that CBBEL submitted to and were approved August 2010 by IDOT (limited to an amount not to exceed 15% of the Federal share of construction costs) as associated with the project (\$70,000), must be paid directly by the Village to CBBEL with approximately \$49,000 (Federal share) being reimbursable to the Village upon presentation of a Payment Request by the Village to IDOT at the completion of the Project.

As this project was awarded late in 2010, the contractor and IDOT felt it best to wait until 2011 to undertake the work. The 2010 Budget included \$430,000 for this improvement, of which \$30,111 was allocated for costs associated with the PS&E developed for bidding by CBBEL, leaving \$399,889 in unallocated Capital Funds in the 2010 Budget. These funds were not rolled into the 2011 Budget.

I move to approve authorizing a budget adjustment in the amount of \$150,000 to fund the Local Share costs related to the 88th Avenue construction project;

And

Approve authorizing payment to Christopher B. Burke Engineering (CBBEL) of Rosemont, Illinois, an amount not to exceed \$49,000 as the reimbursable Federal share of Construction Engineering;

And

Approve authorizing payment to the State of Illinois an amount not to exceed \$91,200 for the Local Share of construction and Construction Engineering costs related to the 88th Avenue construction project, with one-third of the Local Share costs reimbursable pursuant to an Intergovernmental Agreement with the Village of Orland Hills dated July 12, 2010.

This matter was APPROVED on the Consent Agenda.

2011-0404 Randy's Market-Tenant Payout

As part of the acquisition of the Orland Plaza, the Village of Orland Park is required to pay for relocation costs for affected businesses. The Village follows regulations in accordance with the Uniform Relocation and Real Property Acquisition Policies Act of 1970. The Village has finalized the relocation costs for RJH Stores, Inc. dba Randy's Market, which was located at 14250 S. Ravinia Avenue. Randy's chose to close their business and liquidation was completed on August 23, 2011.

The Federal Uniform Relocation Act defines how payment must be made when a business chooses to close in lieu of relocation. This is defined as a direct loss of tangible personal property (DLP) claim. The eligible payment amount for a claim for a DLP is computed as follows:

The value in place for continued use as determined by a personal property appraiser, less proceeds from sales if any,

Or

The estimated cost to move and reinstall the personal property not to be moved, whichever is less.

Randy's Payment

Based upon the current law, Randy's is entitled to a payment of \$603,149.73. This is the lesser amount of the Estimated Relocation cost versus the Value in Place Cost. The Village was also required to pay for the costs of goods not sold minus the 25% markup. The inventory purchased was donated to the Orland Park Township Food Pantry. In determining this amount, the Village worked with Annette Favia Relocation Consulting Services and obtained written appraisals

and two separate cost estimates for relocation.

Mr. Dave Withers (partner/butcher) has indicated a desire to reestablish a small meat market in the area, but has not identified a location yet. If he does choose to reestablish he would still be eligible to claim the maximum \$10,000 reestablishment expense and a maximum search fee of \$2,500. Mr. Withers will have 18 months from August 23, 2011 to reestablish.

I move to approve a relocation payment in the amount of \$603,149.73 to RJH Stores, dba Randy's Market.

This matter was APPROVED on the Consent Agenda.

2011-0540 Miroballi Plaza - SP, AR, VAR

The petitioner is proposing to construct a four unit, 10,000 square foot retail center on a .97 acre lot at 14360 S. La Grange Road, the northwest corner of 144th Place and La Grange Road. The proposed retail center, Miroballi Plaza, was a brownfield and is an infill development site in the downtown area.

Miroballi Shoes is currently located at 9620 W. 143rd Street at Orland Plaza. With the recent acquisition of Orland Plaza for downtown redevelopment, Miroballi Shoes is proposing to move its retail operations from Orland Plaza to the subject property. The subject property has been a vacant brownfield for the last eight (8) years on the northwest corner of 144th Place and La Grange Road.

VARIANCE SUMMARY

The proposed redevelopment requires the following variances:

La Grange Road setback reduced from 25 feet to 15 feet;

NWC setback of La Grange Road and 144th Place reduced from 25 feet to 11 feet;

West bufferyard reduced from 15 feet to 2.5 feet;

Lot coverage increased from 75% to 83%;

The petitioner's response to the Variance standards is attached for review. The property's size, shape and status as an infill development lend themselves to many of the requested variances. Even so, improvements above Code requirements should be provided to minimize the impact of the variances.

The petitioner is proposing to install a solid decorative fence along the west property line. The petitioner should also use the exterior ornamental light pole used in the Main Street Area and Orland Crossing and should plant 4" caliper trees instead of the Code minimum 2.5" caliper trees. The petitioner is

encouraged to consider the use of BMPs to reduce the lot coverage variances, incorporate a more prominent feature on the southeast corner of the building and incorporate raised planter boxes along the facades.

I move to approve the site plan and elevation plans for a 10,000 square foot retail center, Miroballi Plaza, at 14360 S. La Grange Road with variances for the La Grange Road and northwest corner building setbacks, the west bufferyard and lot coverage as indicated in the attached fully referenced motion.

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

I move to approve the preliminary site plan titled "Miroballi Plaza Site Plan", prepared by Cambridge Companies, dated 10/3/11, project number BIL1102, sheet number SP1.10, and the preliminary elevation drawings titled "Miroballi Plaza Elevations", prepared by Cambridge Companies, dated 10/3/11, project number BIL1102, sheet number A3.10, subject to the following conditions:

1. That the development use the same lamp post patterns in the parking lot that are present in Orland Crossing, Main Street Triangle and Old Orland Historic District for a unified appearance across the Village Center District and downtown area;
2. That the petitioner considers BMPs, architectural features and planter boxes to mitigate variance requests;
3. That the petitioner submits a landscape plan within 60 days of final engineering for separate review and approval that includes four (4) inch caliper trees and a minimum of four (4) canopy trees in the west bufferyard;
4. That all rooftop mechanical equipment and utility conduits are appropriately screened from neighboring properties and the rights-of-way;
5. That all final engineering and Building Code related items are met;
6. That building permits are obtained prior to construction;
7. That the site plan is subject to the NFR letter issued by the IEPA and any changes to the site plan, including landscape area and BMP implementation, are re-reviewed and approved prior to construction;
8. That the petitioner works with neighboring property owners to the north to establish a cross-access agreement between the properties;
9. That the petitioner applies for a subdivision for lot consolidation and submits a Plat of Subdivision to the Village for recording prior to obtaining any building permits;
10. That the petitioner works with staff to explore the use of composite wood fence materials for the west bufferyard screening fence;

AND

I move to approve a variance to reduce the La Grange Road setback from 25 feet to 15 feet (40% reduction) and the corner setback of La Grange Road and 144th Place from 25 feet to 11 feet (56% reduction) subject to the above conditions;

AND

I move to approve a variance to reduce the west bufferyard, Bufferyard C, from 15 feet to 2.5 feet (85% reduction), subject to the above conditions;

AND

I move to approve a variance to increase the lot coverage for the site from 75% to 83% subject to the above conditions;

This matter was APPROVED on the Consent Agenda.

2011-0080 Thomas Place of Orland Park - Subdivision, Special Use, Site Plan

The petitioner, Dan Walsh, Ryan Companies Inc. is proposing Congregate Elderly Housing located at 15415 and 15555 Harlem Avenue. Specifically, a newly created outlot just north of the northeast corner of Harlem Avenue and Wheeler Drive. Part of the vacant Rizza Dealership location on Harlem Avenue.

The Thomas Place project was approved by the Plan Commission in early spring of 2011. The petitioner did not immediately proceed to the Committee because they were waiting on the decision of Low Income Housing Tax Credits (LIHTC). The tax credits have been awarded to this project by the state and now the petitioner is completing the entitlement process.

Petitioner proposes to construct and operate a 4-story, 80-unit age and income restricted (congregate elderly housing) rental residential building.

The Ryan Companies propose to develop Thomas Place of Orland Park near the northeast corner of Harlem Avenue and Wheeler Drive. Thomas Place is envisioned to be an 80-unit age and income restricted rental residential community. While age restricted, the facility is considered independent living, not assisted living. Ryan Companies have constructed other Thomas Place developments in Glenview and Fox Lake, Illinois and terminated a similar project on Harlem Avenue in Tinley Park due to financing.

The project is proposed to be located on a new four acre parcel created by re-subdividing two existing parcels (that total approximately 9.7 acres). The Private Bank currently owns the two existing properties. The project is located on a property that has been vacant for several years and has been highlighted as a redevelopment area by the Harlem Avenue Corridor Plan prepared by URS Consultants. The corridor plan recommends a mix of residential and commercial/office uses for this site. The proposed project is consistent with the recommendations of that plan.

Please refer to the attached Plan Commission report for a more detailed

discussion of the project.

I move to approve the subdivision, site plan, building elevations and special use permit with modifications for Thomas Place as indicated in the attached fully referenced motion.

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

I move to approve the site plan and building elevations as shown on the site plan (titled 'Preliminary Site Plan Thomas Place', prepared by SpaceCo, job number 6674, dated 02-01-11, most recent revision 2-28-11, sheet L1) and the building elevations (titled 'Thomas Place Orland Park', prepared by Ryan Companies, job number 1407-126, dated 01-31-2011, sheet A201), subject to the following conditions:

1. The petitioner submit a relocation plan, prepared in conjunction with CHUG.
2. The petitioner provide a reduced cash-in-lieu payment of \$32,628 instead of a land donation for the park donation as required by the Land Development Code.
3. The landscape plan includes a detailed design for the private courtyard with pedestrian amenities like paths, patios and benches as well as foundation landscaping that softens the brick first floor facade, and also provide a bufferyard along the east property line with screening and evergreen material in excess of Code requirements.
4. That all final engineering related items are met.
5. That the petitioner submit a landscape plan, meeting Code requirements, for separate review and approval within 60 days of final engineering approval.
6. That the Build Orland program benefits be extended for this project to June 30, 2012.

And

I move to approve the subdivision for the properties located at 15415 and 15555 Harlem Avenue (PIN numbers 28-18-10-0024 and 28-18-10-0012) as shown on the site plan titled 'Preliminary Site Plan Thomas Place', prepared by SpaceCo, job number 6674, dated 02-01-11, most recent revision 2-28-11, sheet L1 subject to the following conditions:

1. The petitioner include easements along the south edge of the detention facility to provide for future expansion and across the 2' band of property between the access drive and the west property line to provide for future cross access.

2. The petitioner complete the separate plat of subdivision review and approval process after Board approval of the project.

And

I move to approve the a Special Use Permit for Congregate Elderly Housing for Thomas Place of Orland Park with the following modifications:

1. Parking that exceeds the code by more than 20%.
2. Parking and drive aisle located in the Harlem Avenue front setback.
3. Detention setback reduction from 25' to 5'.
4. 10' reduction for part of the north landscape bufferyard,

subject to the same conditions set forth in the site plan motion.

This matter was APPROVED on the Consent Agenda.

PUBLIC WORKS AND ENGINEERING

2011-0637 Oak Lawn Water System Service Agreement Extension

In May 2009, the Village of Oak Lawn released its Water System Master Plan to twelve (12) municipal customers on their system. The Master Plan identified multiple upgrades, expansion and enhancement to the system intended to meet both existing and long term water supply/service needs. As you know, over the last eighteen (18) months, Orland Park has been working with Oak Forest, Tinley Park, Mokena and New Lenox to collectively negotiate issues relative to the cost of the improvement upgrades, as well as operational components of our relationship with Oak Lawn.

A summary of the current issues the group is working through is outlined below:

1. Construction of a redundant line in a separate right-of-way from Central Avenue that will increase capacity and better protect our citizens in the event of a water main break or outage on the existing single service line;
2. Improved capacity to better handle big usage periods that exist during summer months; and
3. Conceptual acceptance of an operational review committee to consider customer service issues as well as long term rate allocations.

To date, we have made significant progress and have identified the remaining issues to be considered. Oak Lawn has agreed to commence preliminary engineering, at their own expense, that will include consideration of three (3) different alignments for the redundant line. In addition, monthly meetings have been set up to conduct a long term rate analysis.

Due to the fact that the existing agreement is due to expire as of October 1st,

2011, it is necessary for us to consider an extension that would provide sufficient time to complete negotiations on the new contract. Oak Lawn approved the extension at their Board meeting on September 27th.

Staff recommends that to take action on the extension at this time. It will provide for a one (1) year extension of the current agreement. Within that year, approximately nine (9) months will be provided to come to concept agreement on the major terms and an additional three (3) months for adoption of the final version.

Rather than see a longer term extension, being able to come to agreement on the new contract as soon as possible is important for the following reasons:

1. Oak Lawn has secured commitment on an IEPA low interest loan for \$40,000,000 that will help control the long term costs and debt service for the project. It is important that progress be made in order to maintain the commitment from IEPA; and
2. Due to the existing system age, it is important that the redundant line and upgrades to the Harker pumping plant commence at the earliest possible date.

Please understand that the system as it stands is still sufficient and is not in any immediate danger of failing, but we need to consider long term needs. In addition, by approving this extension, the Village is not agreeing to any final terms of the new agreement. This action simply extends the terms of our existing contract with Oak Lawn. Under that agreement the primary water rate variable is dependent upon the initial charge from the City of Chicago to Oak Lawn.

I move to approve staff to execute the one-year extension of the Oak Lawn Water System service agreement as outlined herein.

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

NON-SCHEDULED CITIZENS & VISITORS

Janis Church - 14521 Ravinia Avenue had a few questions for the Board regarding Ninety 7 Fifty on the Park. She questioned if there will be adequate Liability Insurance provided by the developer.

Village Manager Grimes stated that insurance is required in the redevelopment agreement. The Developer is required to maintain insurance not only during the construction phase but also during the term that the Village is the lender.

Ms. Church also questioned what type of loan was leaded to Orland Park Place.

Trustee Dodge stated that Orland Park Place was in a TIF District, which was paid off one year ahead of schedule.

Ms. Church questioned who will be the builder for Ninety 7 Fifty on the Park.

President McLaughlin stated that the developer (Flaherty & Collins) is still finalizing who will be the general contract. After the general contractor is decided, they will go out for bid for the sub-contractors. It will be all local builders.

BOARD COMMENTS

TRUSTEE GIRA - Reported that the Great Pumpkin Party on Saturday, October 1, 2011 was a huge success. Approximately 2,000 people within the 4 hour period attended this event. This was a new Halloween event at the Centennial Park Warming House. Scheduled events were Scarecrow making, a Pie Eating Contest, a Pet Costume Parade, and a Flash-lighting Pumpkin Hunt, which began at 7 PM. Fun was had by all.

TRUSTEE SCHUSSLER - Reported that on September 25th he attended the Illinois Philharmonic Brass Quinten who performed at the Cultural Arts Center. This was a fantastic performance.

TRUSTEE DODGE - Stated that the Great Pumpkin Party was a great event on a perfect fall day. He also complemented staff on a job well done.

TRUSTEE O'HALLORAN - Stated that he has been biking on the Village's bike paths. He questioned if the Village could install "You are here" maps to be placed in various areas on the paths so the bike path system is shown. Some of the paths stop, but just for a short span, and if bikers could see that the path will continue after a short detour that could be helpful.

TRUSTEE FENTON - Stated that the Great Pumpkin Party was a wonderful event. On Friday Trustee Fenton brought her communication class to the Farmers Market where they purchased their fruits and vegetables and then returned to school and made a huge fruit salad. Before the bus left her class was able to come into the Village and meet some staff. She thanked staff on behalf of her students for being so welcoming.

On Friday, October 7th is the last Farmers Market and the season is over.

PRESIDENT McLAUGHLIN - Requested for Village Manager Grimes to give an update on the 143rd and LaGrange roadwork. The goal was to have this road fully open before Thanksgiving.

Village Manager Grimes reported that the construction is progressing along the timeline. That timeline was to be substantially completed with the roadway work

by mid-November. There will still be some work needing to be completed (pole work, signalization, medians) but the LaGrange Road lanes and 143rd Street lanes at the intersection will be open in November.

EXECUTIVE SESSION

I move to recess to a Closed Executive Session for the purpose of discussion of a) approval of minutes; b) setting a price for sale or lease of village property; 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, Ruzich, and President McLaughlin were present.

Purpose of the Executive Session was for the discussion of a) approval of minutes; b) setting a price for sale or lease of village property; and d) pending litigation against, affecting or on behalf of the village or when found by the board that such action is probable or imminent.

RTA vs. Village of Kankakee Lawsuit(s)

I move to approve joining as a co-plaintiff for the RTA vs. Village of Kankakee lawsuit(s);

And

To authorize the Village Attorney to file an appearance in said lawsuit(s);

And

To take all steps necessary to protect the Village's interest.

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

ADJOURNMENT - 8:10 PM

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

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

Nay: 0

/nm

APPROVED: October 17, 2011

Respectfully Submitted,

/s/ David P. Maher

David P. Maher, Village Clerk

/s/ Joseph S. La Margo

Joseph S. La Margo, Deputy Clerk