

# 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, February 6, 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 7:00 PM.

Trustee O'Halloran was present via telephone. Trustee O'Halloran was away on Business.

**Present:** 6 - Trustee Fenton, Trustee O'Halloran, Trustee Schussler, Trustee Gira, Trustee Griffin Ruzich and President McLaughlin

**Absent:** 1 - Trustee Dodge

**VILLAGE CLERK'S OFFICE****2012-0034 Approval of the January 16, 2012 Regular Meeting Minutes**

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

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

**Aye:** 5 - Trustee Fenton, Trustee O'Halloran, Trustee Schussler, Trustee Gira, and Trustee Griffin Ruzich

**Nay:** 0

**Abstain:** 1 - President McLaughlin

**Absent:** 1 - Trustee Dodge

**2012-0033 Make-A-Wish Foundation - Raffle License**

The Make-A-Wish Foundation requested a license to conduct a raffle at their Dinner Dance scheduled for Saturday, March 10, 2012 at Silver Lake Country Club.

I move to approve issuing a raffle license to the Make-A-Wish Foundation to conduct a raffle at their Dinner Dance at Silver Lake Country Club on Saturday, March 10, 2012.

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

**Aye:** 6 - Trustee Fenton, Trustee O'Halloran, Trustee Schussler, Trustee Gira, Trustee Griffin Ruzich, and President McLaughlin

**Nay:** 0

**Absent:** 1 - Trustee Dodge

### **2012-0032 Village of Orland Park Chefs' Auction - Raffle License**

The Village of Orland Park requested a license to conduct a raffle during their Chefs' Auction on February 16, 2012, at the Orland Chateau. The purpose for this raffle is to benefit the American Cancer Society's Breast Cancer Research.

I move to approve issuing a raffle license to the Village of Orland Park to conduct a raffle at their Chefs' Auction event at the Orland Chateau on February 16, 2012.

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

**Aye:** 6 - Trustee Fenton, Trustee O'Halloran, Trustee Schussler, Trustee Gira, Trustee Griffin Ruzich, and President McLaughlin

**Nay:** 0

**Absent:** 1 - Trustee Dodge

## **PROCLAMATIONS/APPOINTMENTS/PRESENTATIONS**

### **2012-0063 Donation to The Bridge Teen Center - Presentation**

President McLaughlin presented a check in the amount of \$1,000 to Priscilla Steinmetz, founder and executive director of The Bridge Teen Center.

The Bridge Teen Center is a nonprofit teen center located in Orland Park that exclusively serves students in 7th through 12th grade. Programs at The Bridge are offered free of charge, and are designed to help students develop mentally, physically, and emotionally in a safe environment. Since opening in June of 2010, more than 6,000 hours of free programming have been provided to 700 different teenagers from the Orland Park area in this afterschool program.

Priscilla Steinmetz, founder and executive director of The Bridge Teen Center, was recently selected to serve as 2011-2012 Afterschool Ambassador. Priscilla is one of only 20 local leaders from 17 states chosen for this honor.

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

## **CONSENT AGENDA**

Trustee Fenton requested that Item I. Buona Beef - Ordinance be removed from the Consent Agenda for a separate vote.

## Passed the Consent Agenda

**A motion was made by Trustee Fenton, 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:** 6 - Trustee Fenton, Trustee O'Halloran, Trustee Schussler, Trustee Gira, Trustee Griffin Ruzich, and President McLaughlin

**Nay:** 0

**Absent:** 1 - Trustee Dodge

### **2012-0043 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 January 6, 2012 in the amount of \$1,061,994.51 and the Monthly Hourly Payroll for January 13, 2012 in the amount of \$27,438.80.

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

### **2012-0044 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 January 17, 2012 through February 6, 2012 in the amount of \$2,833,835.98.

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

### **2011-0813 Chicago Water Rate Increase - Ordinance**

In January 2008, the Village Board approved water rate increases for 2008 - 2012 based on an updated water rate study conducted by Municipal and Financial Services Group. Subsequent to approval of these rates, the Village received notice that the City of Chicago planned to increase water rates due to the increasing costs of operations and maintenance of the system that delivered water to customers outside of the limits of the City. Any increase in City of Chicago water rates are passed on to the Village by the Village of Oak Lawn. The City of Chicago rate increase for calendar years 2008, 2009 and 2010 was 15%, 15% and 14%, respectively. These increases were factored into the Village's rates accordingly. For calendar years 2011 and 2012, the Village factored in increases of 3% in its overall rates, to cover any increases passed on by the City of Chicago and/or the Village of Oak Lawn, as well as to cover any

increases in the Village's internal cost of operations.

Recently, we were notified that the City of Chicago approved as part of its current budget process an additional increase in the rates charged to water customers due to aging infrastructure and the need for extensive repairs. A rate increase of 25% will go into effect on January 1, 2012, with subsequent increases of 15%, 15% and 15% on January 1, 2013, 2014 and 2015, respectively. Once again, the Village of Oak Lawn will pass these rate increases on to the Village.

As previously mentioned, the Village Board originally approved a rate increase of approximately 3% for calendar years 2011 and 2012, reflected as "Current Proposed" on the attached schedule. Based upon the rate increases approved by the City of Chicago, staff is recommending that the Board approve the "Revised Proposed" rates for calendar year 2012 as reflected on the attached schedule. As we move closer to finalizing the Water Supply Agreement with the Village of Oak Lawn, we will be able to determine if any additional increases are warranted.

Adoption of the "Revised Proposed" rates for calendar year 2012 will result in an increase to an average homeowner's water bill of approximately \$3.75 per bi-monthly billing period (base on bi-monthly usage of 9,000 gallons).

I move to pass Ordinance Number 4700, entitled: AN ORDINANCE AMENDING THE VILLAGE CODE TO ESTABLISH NEW WATER RATES.

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

**2012-0019 Professional Engineering Services with Christopher B. Burke - Approval**

The Village of Orland Park's current contract with Christopher B. Burke (CBBEL) to provide professional engineering services expired December 31, 2011. Previous contracts for general engineering to be provided by CBBEL included a monthly retainer of \$8,500. For the past few years the monthly retainer has been reduced due to budgetary constraints and a reduction in development activity. The contract for FY 2012 is for a monthly retainer of \$6,500, which is consistent with FY 2011. The scope includes attending Village meetings, investigation of engineering matters, review of drainage complaints, and follow-up with developers and residents. CBBEL also serves as the Village's professional engineer (PE) for the review and approval of private development projects within the Village of Orland Park. These fees are passed through to the developer for payment but are billed at CBBEL's 2007 rates, which is a significant savings to our local developers.

I move to approve the Professional Engineering Services Contract with Christopher B. Burke in the amount of \$78,000.

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

**2011-0745 Savers - Special Use Permit, Site Plan, Elevations**

The petitioner proposes to operate a for-profit thrift store in the southern half of the existing Orland Park Plaza building located at 15617-15625 94th Avenue. This commercial retail use is permitted in the existing BIZ Business Zoning District, however requires a special use permit for the drive through drop off lane with canopy that is proposed on the south side of the building. A loading dock for truck deliveries is also proposed on the south side of the building. The petitioner is proposing improvements to the overall site and building.

I move to approve the Site Plan, Landscape Plan, Elevations, and Special Use Permit for a drive through for Savers as approved at the January 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 Site Plan titled "Final Site Plan, Savers - Orland Park Plaza, by Mackie Consultants, dated 11-11-11, revised 01-25-12; Site Landscape Plan, Enlarged Landscape Area, and Landscape Details and Notes, all by Paul Schwartz Landscape Architect, dated 12.02.11 revised 01-13-12 subject to the following conditions.

1. Meet all final engineering and building code related items.

And

I move to approve the Elevations titled "Orland Park Plaza Exterior Elevations" and dated 12.06.11, revised 01-12-12 by Interwork Architects Sheet A-4 subject to the following conditions.

1. Paint the north, west, and south elevations of the entire building to match the proposed Savers colors.
2. Screen all new mechanical equipment either at grade level with landscaping or hidden behind the roofline.
3. All signage is considered through separate permitting process.

And

I move to approve a Special Use Permit for a drive through facility for Savers located at 15617-15625 94th Avenue, subject to the same conditions as outlined in the Preliminary Site Plan motion.

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

**2012-0031 Thomas Place Special Use - Ordinance**

On October 3, 2011, the Village Board approved a special use permit for congregated elderly housing for Thomas Place of Orland Park. Thomas Place is

planned to be a 4-story, 80-unit age and income restricted rental residential building. The special use permit allows for congregate elderly housing and is subject to conditions as stated in the ordinance.

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

I move to pass Ordinance Number 4701, entitled: AN ORDINANCE GRANTING A SPECIAL USE FOR CONGREGATE ELDERLY HOUSING (THOMAS PLACE).

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

#### **2011-0750 Hibachi Grill & Supreme Buffet - Special Use**

The purpose of this petition is to operate a 10,865 square foot restaurant in an existing tenant space of the Home Depot shopping center, located at the northwest corner of 159th Street and Harlem Avenue in Orland Park. The property is in a BIZ General Business District and is within 330 feet of residential properties to the north and northwest. The restaurant is therefore classified as a special use per the zoning district regulations.

I move to approve the special use permit for Hibachi Grill and Supreme Buffet in Units 8 and 9 of 7300 W. 159th Street in the Home Depot Shopping Center as indicated in the attached fully referenced motion.

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

I move to approve a Special Use Permit for Hibachi Grill and Supreme Buffet, located at 7300 W 159th Street in Orland Park, subject to the following conditions:

1. That all building permits are obtained prior to construction;
2. That all building code related items are met;
3. That a bicycle rack is located near the main entrance of the establishment;
4. That a wooden enclosure be constructed around the dumpsters for the restaurant.
5. That all utility conduits are screened from view of the public right-of-way and neighboring properties;
6. That a separate sign review is conducted and a sign permit is obtained for the proposed signage for the business.

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

#### **2012-0018 Build Orland 2012 Renewal**

The 'Build Orland' program was instituted by the Village Board of Trustees in 2010. The goal of the program was to encourage new growth and development through the temporary reduction and deferral of permit and impact fees. In 2011 the program was renewed but only for new residential projects. Therefore new residential projects received a 25% reduction on permit/impact fees and a 50% reduction on water tap fees. Additionally, projects were also allowed to defer the payment until final occupancy. Projects with pre-existing incentive/inducement

agreements (i.e. sales tax sharing) were not eligible for the program. Also projects with existing development/annexations agreements could only receive one 'discount' of fees, either those set by agreement or the Build Orland, whichever was greater.

#### The Results - 2010 & 2011

In 2010, a total of 166 projects (both commercial and residential) benefitted from the program, with an overall financial savings of \$153,171 to the participants. In 2011, a total of 24 new residential projects benefitted from the program, with an overall financial savings of \$108,364. The average savings per project was \$4,515.

#### 2012 Recommendation

While the economy is improving and permits are up from the previous year, staff still recommends renewal of the program for 2012. Based upon feedback from our local builders, this program does have a significant positive impact to their construction budgets. The majority of homes under construction are being constructed by local builders.

I move to approve the extension of the 'Build Orland' program for the FY 2012, for new residential permits, as fully referenced above.

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

#### **2011-0808 Miroballi Plaza - Authorize Development Agreement - Ordinance**

A draft Development Agreement was included in the Board packet, which sets forth terms and conditions for development of Miroballi Plaza located at 14360 S. La Grange Road.

This is now before the Village Board for consideration and to authorize execution of the finalized agreement.

I move to pass Ordinance Number 4702, entitled: ORDINANCE AUTHORIZING DEVELOPMENT AGREEMENT (MIROBALLI PLAZA - 14360 S. LAGRANGE ROAD)

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

#### **2012-0062 Thomas Place of Orland Park - Development Agreement - Ordinance**

A draft Development Agreement was attached to the Board packet, which sets forth terms and conditions for development of Thomas Place, located just north of the northwest corner of Harlem Avenue and Wheeler Drive.

This is now before the Village Board for consideration and to authorize execution of the finalized agreement.



I move to pass Ordinance Number 4703, entitled: AN ORDINANCE AUTHORIZING DEVELOPMENT AGREEMENT (THOMAS PLACE OF ORLAND PARK).

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

#### **2012-0021 Water Coliform Testing - Proposal**

Per the Illinois Environmental Protection Agency (IEPA) regulation (based on Village population), the Utility Division within Public Works is required to obtain sixty-eight (68) water samples per month from various locations throughout the Village. The samples must be tested by a certified laboratory within a specific timeframe.

Multi-year proposals for testing and reporting services were requested from the only two certified laboratories within a reasonable distance from the Village. Suburban Laboratories, Inc. submitted a price totaling \$7.92 per sample but would only guarantee the price for one year. They also offered to reduce our price for disinfection by-product testing and reporting from \$4,375 to \$3,500 if selected to perform the coliform testing. Enviro-Test/Perry Laboratories submitted a total sample cost of \$6.95 per sample and will hold that price for the two years. The cost difference between the two laboratories is less than \$100 when the disinfection by-product testing is included.

While most samples are picked up as part of the contract, it is periodically necessary that we deliver samples to the laboratory. Enviro-Test/Perry Laboratories, Inc. of Woodridge, Illinois, is more conveniently located than Suburban Laboratories, Inc. of Hillside, Illinois. Enviro-Test/Perry Laboratories has performed this testing for the Village without a problem for the past twenty-five years.

Therefore, it is recommended that the proposal/quotation for coliform bacteria testing from Enviro-Test/Perry Laboratories Inc. of Woodridge, Illinois, be accepted for an amount not to exceed \$6.95 per sample for the two-year term of the current proposal.

I move to approve accepting the proposal for coliform testing from Enviro-Test/Perry Laboratories, Inc. of Woodridge, Illinois, at \$6.95 per sample for an amount not to exceed \$7,000 per year for the two-year term of the proposal ending on December 31, 2013.

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

#### **2012-0022 Gasoline and Diesel Fuel Purchased for 2011 Fiscal Year**

The Public Works Department estimates the budgets for gasoline and diesel fuel used by the Departments in the Village fleet for the coming fiscal year. Since the beginning of the 2011 Fiscal Year, unleaded fuel has increased from \$2.77/gallon

in December 2010 to \$3.80/gallon by March 2011. Diesel fuel has increased from \$2.96/gallon in December 2010 to \$3.56/gallon by March 2011. As a result of these higher than anticipated price increases, there was a shortage of funds in the 2011 Fiscal Year Budget for fuel. To correct the shortage, the Public Works Department is requesting a budget adjustment for fuel purchased for the 2011 Fiscal Year.

I move to approve a budget adjustment in an amount not to exceed \$59,272.79 for the gasoline and diesel fuel purchased for the remainder of the 2011 Fiscal Year.

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

**2012-0023 2012 Maintenance of Streets And Highways by Municipality Under the Illinois Highway Code - Resolution**

The Illinois Department of Transportation (IDOT) requires the Board to pass a resolution each year for appropriation of Motor Fuel Tax funds for the maintenance of Village streets within the upcoming year. The resolution is for the funds estimated for the 2012 calendar year in the amount of \$3,651,250.38.

Attached to the Board packet is the Municipal Maintenance Expenditure Statement for the 2011 calendar year showing the final amounts of the MFT funds, \$3,139,895.12. The Statement will be submitted to IDOT with the Resolution and Estimate for 2012.

I move to pass Resolution 1202, entitled: RESOLUTION FOR 2012 MAINTENANCE OF STREETS AND HIGHWAYS BY MUNICIPALITY UNDER THE ILLINOIS HIGHWAY CODE

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

**2012-0029 Use of On-Line Auction Service and Disposal of Certain Village Equipment at Public Auction - Ordinance**

On a periodic basis, typically annually, Village Departments seek Board approval to dispose of cars, equipment and various other items that are no longer needed for the Department's operational duties. Some of these items are scrapped, some are sold by public bid and others are sold at public auction. With respect to the public auction use, in the recent past years, the Village has placed surplus vehicles and equipment in the Southwest Conference of Mayors (SCM) municipal auction. While this auction is one option and typically attracts a regional group of purchasers, Staff has found another option with a much larger buyer's pool that utilizes a web-based format exposing items to world-wide buyers.

Attached to the Board packet was information on Public Surplus.com, an internet based service that auctions most anything that can be sold - much like other web services that we are all aware of. The major difference with this service versus a Craig's list, etc, is their credibility and financial/asset transfer. Staff has contacted other municipalities on their reference list and there are no reported problems. A major difference between this on-line service and the SCM auction (other than the

buyer's pool noted earlier) is that an auctioneer's service/transaction fee is DEDUCTED from the auction final bid (sale price) of every item sold at the SCM auction. With the on-line service, the successful buyer (high bidder) has a fee ADDED to the final bid value: the Village receives 100 percent of the value of the bid plus applicable sales taxes and has no other expense related to the sale. The documents related to this service have been vetted by through Village Attorney and Finance and their recommendations have been incorporated within the final agreement area.

As the SCM uses proceeds from their auctions to supplement their operational costs, and given that the Village Public Works facility has hosted this event for a number of years, staff will continue to make use of the SCM auction and will also place items with the on-line service. This is helpful as new vehicles are placed in service sporadically, and the on-line auction allows these to be sold sooner, avoiding storage and subsequent further damage or deterioration.

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

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

I move to approve authorizing the Village Manager and/or Director of Finance to sign the documents provided by Public Surplus.com authorizing the Village's use of their on-line auction service, and that upon written recommendation from staff and Board declaration of surplus items, the Village Manager be authorized to declare the minimum bid value of the surplus items and authorize Staff to submit the surplus items for on-line auctioning;

And

I move to pass Ordinance Number 4704, entitled: AN ORDINANCE AUTHORIZING DISPOSAL BY PUBLIC AUCTION OF PERSONAL PROPERTY OWNED BY THE VILLAGE OF ORLAND PARK, ILLINOIS

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

#### **2011-0601 Pavement and Asset Management Consultant - Contract**

Annually, the Village of Orland Park prepares a plan for the repaving and maintenance of streets within the Village. As asphalt pavement ages, it becomes hard and brittle losing the flexibility needed to carry loaded vehicles. When the flexibility is degraded, cracking occurs and soon potholes develop as water enters the pavement via the cracks penetrating the base and sub-base, further degrading

the designed load-carrying capacity of the pavement, ultimately resulting in a perpetual pothole.

Design life for municipal pavements is typically 20-25 years. Pavement life can be extended through subsequent treatments such as crack filling, rejuvenative treatments, micro-surfacing and other techniques, all of which assist in keeping the pavement surface as tight as possible to preventing water infiltration.

With the rapid growth that Orland Park experienced in the late 70's and 80's, there are more streets that have reached the end of their service life than the annual street paving program can repave. Once the pavement system reaches a certain level of deterioration, the current "mill and overlay" process is not recommended. Once the base and sub-base have been compromised (mixed with mud), the only solution to restore design load-carrying capacity and provide durability is reconstruction, which is very expensive and disturbing within a residential community.

As technology has advanced, engineers have found means to perform a non-invasive analysis of pavements using cameras, laser imagery, and deflection sensors mounted on research vans and trucks. From the images and data gathered as these vehicles drive streets and roads, the condition of the pavement is evaluated and cataloged using GPS technology. Ultimately, the images and data get loaded into a GIS database for further use and reference. The data generated for every pavement section is used to develop a model for pavement performance based upon known construction, use and age. The models are run to determine the remaining service life in each section to develop a Pavement Condition rating, which is then integrated with established IDOT indices to develop a Pavement Condition Index (PCI). At the end of a very complex process, the Village is provided with a report of the overall condition of every street within the Village. A report is prepared and provided to the Village that is used to develop an overall target PCI for the Village. Individual pavements are then compared to the target overall PCI, and the maintenance model begins to take shape. Using the data, the remaining service life can then be modeled, and a series of maintenance strategies can be developed for presentation to the Village in an effort to reach the target overall PCI. By knowing the condition of each Village street and the repair strategy chosen to repair or add service life to pavement sections to improve the overall PCI in an effort to reach the Target, we will know how many miles of streets have reached the end of their service life, how long service life could be extended through periodic maintenance (crack sealing, etc), and when there may be a need for an infusion of capital to avoid very costly reconstruction.

On August 1, 2011, a Request for Qualifications was advertised seeking a Professional Engineering firm to provide technical services desired by Public Works for the evaluation and reporting of pavements described above as well as a GPS-based parkway tree inventory layered into the Village's GIS system. The

equipment, analytical technology, and technical education and experience required to properly perform work associated with pavement analysis is highly specialized, with a very limited number of qualified firms nationally providing these services. In the Chicago market, there are two such firms. Both firms were notified by the Village of this opportunity. By August 16, 2011, at the close of the Response Period, a single proposal was received at the Clerk's Office from Applied Research Associates, Inc. of Champaign, Illinois (ARA).

Following review of the ARA response, staff invited ARA to Orland Park for an interview regarding their submittal. On August 30, 2011, Dr. William Vavrik from ARA met with staff from Public Works, Administration, IT and Finance to discuss the scope of their proposed work and costs associated with the pavement analysis and tree inventory outlined in the Village's RFQ. During discussions, all present agreed that there is added benefit to including other Village assets in the work ARA will be undertaking as the video imagery being captured by ARA includes the surrounding streetscape. As such, pavement markings, roadway signs, ADA crosswalks, sidewalks and street lights are able to be cataloged and formatted for layering into the Village's GIS database. Staff saw great value in including this added video data collection and database cataloging to the scope proposed by ARA for their initial work. ARA confirmed that all of these elements are able to be captured electronically by the research vehicle as it travels Village streets to capture the pavement and tree inventory imagery originally requested.

Staff requested a scope and fee proposal from ARA following the August 30, 2011, meeting to provide what had been initially requested, in addition to completing an expanded project in 2012. Attached to our January 16, 2012, Committee Action was ARA's 2011 proposal outlining the initial 2011 work that was planned to be undertaken to gather data and to begin to build the database, and the additional asset work that would be completed in 2012. If data were able to be captured in late 2011, it was staff's desire that an initial pavement analysis would be able to be completed in the first quarter of 2012 for use in finalizing the 2012 Road Improvement Program. The work to develop a pavement management strategy to achieve a prescribed overall Pavement Condition Index level of performance, as well as the completion of the balance of the expanded Asset Management database had always been planned for 2012 as outlined in the 2011/2012 proposal.

As Fall 2011 was rapidly approaching, it was very clear that there were insufficient days of equipment availability, shortened daylight hours and typically limited days of good weather remaining to perform any work in 2011. Staff decided there was no need in bringing this item forward for consideration until 2012. Subsequently, staff requested and ARA supplied a new contract dated September 14, 2011, combining the split 2011/2012 services into one 2012 Agreement. Following further discussion with ARA, it is staff's recommendation that the services outlined in the September 14, 2011, ARA proposal be accepted and that their work commence as early as possible in 2012 thereby permitting limited use of their

analysis to finalize the 2012 Road Improvement Program. The data collection and management strategy proposed will capture the noted current Village assets and allow them to be added to the Village's existing GIS database. The addition of these added asset layers is of great benefit to the Village for asset management alone, but given the current Emerald Ash Borer infestation and the pending Federal requirements that the Village establish a full roadway sign inventory, having these assets GIS-cataloged is a tremendous added benefit at minimal added expense. Having the aforementioned assets electronically located allows a structured maintenance plan to be developed for each asset and places the Village in immediate compliance with the Phase I Federal retro-reflectivity sign regulations (currently suspended). Once assets are captured, the Village and ARA will establish a maintenance and update protocol for the database ensuring that improvements to the assets are captured as projects are completed, thereby providing sustainability for these Village assets and the database.

I move to approve awarding a contract and that the Village Manager be authorized to finalize a contract with Applied Research Associates of Champaign, Illinois, in the amount of \$304,000 to provide Professional Engineering Pavement Analysis, and other services as outlined in their September 14, 2011, proposal.

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

#### **2012-0054 Village of Orland Park Golf Outing 2012**

The annual Village of Orland Park Golf Outing to benefit Open Lands of Orland Park and Art in the Park is scheduled on Tuesday, September 18, 2012 at Silver Lake Country Club.

Course rental fees for a maximum of 144 golfers will be \$7,000.00. This is a \$300.00 increase from 2011. Food and refreshments are billed separately after the outing.

I move to approve the contract for course rental fees of \$7,000.00 to Silver Lake Country Club.

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

#### **2011-0260 Buona Beef - Ordinance**

On January 16, 2012, the Village Board approved an amended special use permit with modifications for a planned development to allow a restaurant to be located on Lot 4 of the commercial Planned Development of the Southmoor Commons subdivision in Orland Park. The amended special use permit allows the construction and operation of a restaurant that is within 330' of a residential use, and with a drive through that is located between the building and the street, as well as Site Plan and Elevation approval, and is subject to conditions as stated in the ordinance.

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

I move to pass Ordinance Number 4705, entitled: ORDINANCE GRANTING AN AMENDMENT TO A SPECIAL USE FOR PLANNED DEVELOPMENT -BUONA BEEF

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

**Aye:** 5 - Trustee O'Halloran, Trustee Schussler, Trustee Gira, Trustee Griffin Ruzich, and President McLaughlin

**Nay:** 1 - Trustee Fenton

**Absent:** 1 - Trustee Dodge

## **TECHNOLOGY, COMMUNICATION & COMMUNITY ENGAGEMENT**

### **2012-0053 GIS Software Annual Maintenance - Expenditure Approval**

The MIS Division has included \$13,980 in the FY 2012 budget for the ESRI GIS software maintenance and support. Maintenance includes technical support and software updates.

The Village uses ESRI ArcInfo, ArcIMS, ArcView, and ArcGIS 3D Analyst for development and maintenance of the geographical information system, and ArcGIS Server to deploy GIS data and maps over the Internet.

New to this year's maintenance is support for two new ArcPad licenses purchased by Public Works last fall, increasing maintenance by \$176.

I move to approve the GIS software annual maintenance expenditure in an amount not to exceed \$14,156.

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

**Aye:** 6 - Trustee Fenton, Trustee O'Halloran, Trustee Schussler, Trustee Gira, Trustee Griffin Ruzich, and President McLaughlin

**Nay:** 0

**Absent:** 1 - Trustee Dodge

### **2012-0055 Computer Equipment Purchase - Approval**

Several departments need to have computers replaced this fiscal year and were included in the FY 2012 budget. In addition, widescreen monitors were added for Innoprise Financial users needing a full view of this worksheet application. All budgeted equipment was consolidated into one purchase to receive the best possible price. In total, 35 computers will be replaced and eight widescreen monitors will be purchased.

Dell computers were specified because they work very well with our existing systems and are very competitively priced with other business class computers. The Village is eligible for state contract pricing from Dell under GSA Contract # 45ABZ MHEC.

Staff is recommending the purchase of 35 Dell computers with one year warranties. Because of the cost difference to purchase computers with extended warranties, staff has inventoried three spare computers that can be placed into service in the event of catastrophic malfunction such as a motherboard failure past the standard one year warranty period.

I move to approve the Computer Equipment purchase in an amount not to exceed \$33,671.

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

**Aye:** 6 - Trustee Fenton, Trustee O'Halloran, Trustee Schussler, Trustee Gira, Trustee Griffin Ruzich, and President McLaughlin

**Nay:** 0

**Absent:** 1 - Trustee Dodge

## **PUBLIC WORKS AND ENGINEERING**

### **2012-0051 Ravinia Avenue North Extension Utility Investigation - Proposal**

As part of the Ravinia Avenue Extension north of 143rd Street, rerouting of an existing 42" storm sewer is required. This storm sewer is currently located behind the existing Randy's Market and will be rerouted down the middle of Ravinia Avenue as it is extended north of 143rd Street to Crescent. Several options were considered in the initial analysis to avoid work that would severely impact 143rd Street traffic or destroy recently reconstructed pavement. Using past success as a guide, staff consulted with Airy's, Inc. of Tinley Park, Illinois. After reviewing options, consensus was that boring beneath the new pavement significantly reduced impact to 143rd Street traffic and the need for extensive restoration of freshly installed pavement and brick crosswalks. The chosen course of action will auger beneath 143rd Street installing a steel casing and new stormwater pipe. Once installed, the new pipe will be connected to the existing structure from inside the new pipe avoiding the traditional excavation pit at the point of new connection.

To evaluate the viability of this method and provide detailed information regarding known utilities for final engineering, hydro-excavating to visually locate existing utilities was required. On December 8, 2011, Airy's, Inc. provided a proposal and was contracted to perform the hydro-excavating work for a cost of \$4,077. As required, JULIE locates were requested and three specific hydro-excavation locations were identified. The Nicor gas main and AT&T duct package were



found without problem. ComEd mismarked their conduit but was eventually found significantly deeper than expected. Comcast could not be located as marked even though they were asked and confirmed their location several times.

Utilizing their own staff and locating equipment, Airy's identified a possible alternate location for the Comcast conduit requiring a fourth pavement core and hydro-excavate. This additional work was not anticipated in Airy's December 8, 2011, proposal. Because of the extreme depth and mislocating of ComEd and difficulty in determining a probable location for Comcast, a revised proposal was requested adding the fourth pavement coring and hydro-excavate. On January 12, 2012, Airy's submitted a revised proposal totaling \$7,277. To prevent delays in finalizing engineering for the relocation of the storm sewer (time sensitive for the 9750 Project), staff provided Airy's, Inc. authorization to complete the work outlined in their January 12, 2012, revised proposal.

On January 18, 2012, Airy's performed the additional hydro-excavation, successfully locating the Comcast cable at the secondary location.

The Public Works and Engineering Committee was briefed on this item during their January 16, 2012, meeting noting the likelihood that Board approval for the revised Airy's proposal would be requested at the February 6, 2012, Board meeting.

I move to approve accepting and authorizing the Village Manager to finalize and execute the proposal dated January 12, 2012, from Airy's, Inc. of Tinley Park, Illinois, for utility investigation/hydro-excavating work required for the installation of a new 42" storm sewer beneath 143rd Street as part of the construction of Ravinia Avenue north of 143rd Street for an amount not to exceed \$7,277;

And

Approve authorizing payment to Airy's Inc. of Tinley Park, Illinois, in an amount not to exceed of \$7,277.

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

**Aye:** 6 - Trustee Fenton, Trustee O'Halloran, Trustee Schussler, Trustee Gira, Trustee Griffin Ruzich, and President McLaughlin

**Nay:** 0

**Absent:** 1 - Trustee Dodge

**2012-0064 License Agreement Permitting Use of Village Property - LaGrange Road Overpass Construction - Agreement**

The construction of the Metra Overpass and the Village's Pedestrian Bridge

(Project) is a State project awarded and managed by the Illinois Department of Transportation (IDOT). The Project has two separate contracts (Embankment and Structural) and two separate contractors: Embankment - Copenhaver Construction, Inc. and Structural - Lorig Construction Company.

The Embankment contractor (Copenhaver Construction, Inc.) sought and obtained Village permission to use a vacant lot within the Triangle during 2011. On November 7, 2011, use was authorized by the Board and a License Agreement with a one dollar fee was executed.

Lorig Construction, IDOT's Structural contractor (Contract 60K64) for the Metra Overpass and the Village's Pedestrian Bridge, has also asked for permission to use a vacant area within the Triangle. The space being requested by Lorig is approximately one acre in size, immediately south of the Triangle detention pond, and north of a Field Office trailer currently in use by F.H. Paschen. This parcel was used by Lake County Grading during Paschen's 143rd Street and LaGrange Road intersection reconstruction project for the storage of crushed concrete and sub-base material. This space is currently unused and, as proposed by Lorig, will be for the temporary storage of pre-manufactured bridge components, associated materials for bridge construction and bridge erection cranes and related support equipment.

The location of the requested space and access to and from the space is shown on the attached Exhibit. The attached Agreement prepared by Counsel, permits use of the space through August 30, 2012. Lorig's approved schedule anticipates a July 2012 completion date for their work. As with the Copenhaver License Agreement, a one-dollar fee is also proposed for Lorig's License.

I move to approve authorizing the Village President to finalize and sign a License Agreement as prepared by the Village Attorney governing the use of Village property by Lorig Construction Company of Des Plaines, Illinois, for the staging of pre-manufactured components, materials and hoisting equipment required for the completion of IDOT Contract 60K64 providing for the construction of a new Metra Overpass and the Village's Pedestrian Bridge over LaGrange Road, parallel to the existing Southwest Highway LaGrange Road Overpass.

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

**Aye:** 6 - Trustee Fenton, Trustee O'Halloran, Trustee Schussler, Trustee Gira, Trustee Griffin Ruzich, and President McLaughlin

**Nay:** 0

**Absent:** 1 - Trustee Dodge

**2012-0065 88th Avenue Roadway Improvements - IDOT Contract 63488**

At the September and October 2011 Committee and Board meetings, based upon the costs outlined within the IDOT Local Agreement for this project, Staff requested consideration and the passage of the below:

"I move to recommend to the Village Board to authorize a budget adjustment in the amount of \$150,000 to fund the Local Share costs related to the 88th Avenue construction project; and

I move to recommend to the Village Board to authorize 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

I move to recommend to the Village Board to authorize 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."

In developing the above action, it was understood that the Village would have to front-fund the Federally reimbursable share of the Construction Engineering fees (\$49,000), but it was not understood in October that 100% of Construction Engineering fees would have to be paid by the Village directly to the Consultant hired by IDOT for this project. Typically IDOT bills the Local Agency (LA) for the LA's share of construction (\$70,200) and Construction Engineering (\$21,000) at the end of the project. Because this project had Federal funds (three different funding sources), the Construction Engineering Consultant was required to be selected by IDOT, but the Consultant's fees were required to be paid directly to the Consultant by the LA. Christopher B. Burke Engineering (CBBEL) of Rosemont, Illinois, was selected and contracted by IDOT to perform construction engineering for the project. The Village, as previously described, is required to fully pay CBBEL's invoices upon receipt using Village funds. After the project closes out and all fees and costs have been paid, the Federal share of the Consultant's fees (\$49,000) will be paid to the Village by IDOT (Federal reimbursement). Construction costs for this project are shared between IDOT and the LA following the typical IDOT/LA construction funding process where IDOT front-funds the total cost of construction and submits a Pay Request to the LA during project close-out for the LA's share (estimated at \$70,200).

In order to properly allocate Village funds and pay CBBEL in full for their Construction Engineering (Federal and Local Agency shares), the \$150,000 funding approved in October must be allocated differently as shown in the attached table, reducing approved funds payable to IDOT by \$21,000, and increasing funding for CBBEL by the same amount.

The construction portion of the project has been completed, and the Final Balancing Pay Request was presented by CBBEL to Staff for approval prior to submittal to IDOT in January. The project closed out at \$877,744.99, \$37,565.74 less than the Awarded value of \$915,310.73. When invoiced by IDOT, the Village's share of construction, initially estimated by IDOT at \$70,200 based upon a project construction cost of \$1,130,000 will reflect a proportionate reduction.

Additionally, CBBEL has advised the Village that they exceeded their IDOT approved \$69,642.45 upper limit fee for Construction Engineering. Currently, CBBEL is estimating their fees to be \$71,799.03, or \$2,156.58 more than the IDOT approved upper limit, attributed mostly to additional testing to reduce the number of costly full-depth patches prior to final paving. As we have been advised by CBBEL of the added costs, staff is recommending that the current funding authorization of \$49,000 be increased by the \$21,000 previously discussed (IDOT reduction value), plus an additional \$5,000 of the \$9,800 remaining contingency to fully pay the \$71,799.03 estimated cost of Construction Engineering. Staff is recommending funding for CBBEL be a set at a not-to-exceed value of \$75,000. Upon receipt of the final CBBEL invoice, the Village is permitted to petition the Southwest Council of Mayors (SCM) for additional funding (\$1,509.60) up to the maximum seventy percent (70%) permissible.

All authorized funds in excess of actual costs incurred will be released following project close out. Upon completion of the project, Finance will submit a Reimbursement Request to IDOT for the \$49,000 Federal share of Construction Engineering fees, and will also prepare and submit a similar request to Orland Hills for one-third of the final net fees and costs paid by the Village.

I move to approve reducing funds authorized October, 3, 2011, for payment to the State of Illinois from \$91,200 by \$21,000 to an amount not to exceed \$70,200 for the Local Share of construction costs related to the 88th Avenue roadway improvement project;

And

I move to approve increasing the funding authorized October 3, 2011, and payable to Christopher B. Burke Engineering (CBBEL) of Rosemont, Illinois, by \$26,000 providing a new not-to-exceed value of \$75,000 for construction engineering, with one-third of the final net Local Share project costs being reimbursable by the Village of Orland Hills pursuant to an Intergovernmental Agreement with the Village of Orland Hills dated July 12, 2010.

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

**Aye:** 6 - Trustee Fenton, Trustee O'Halloran, Trustee Schussler, Trustee Gira, Trustee Griffin Ruzich, and President McLaughlin

**Nay:** 0

**Absent:** 1 - Trustee Dodge

## **DEVELOPMENT SERVICES AND PLANNING**

### **2012-0050 Holdover Tenant Agreement - Bloomingfield Florist - Ordinance**

Bloomingfield's Florist has requested a one month holdover provision for their current location at 9636 W. 143rd Street. In the Board packet is the attached agreement that will allow Lawrence Zona, the owner of the florist, to remain at his current location through March 14, 2012. Bloomingfield's will provide a \$7,700 security deposit (which will be deducted from his relocation payment) and required insurance to the Village of Orland Park. This extension request is recommended for approval due to a physical hardship endured by Mr. Zona and the importance of Valentine's Day to his existing business.

I move to approve Ordinance Number 4706 , entitled: AUTHORIZING LIMITED TENANT POST-POSSESSION OF A PORTION OF THE ORLAND PLAZA SHOPPING CENTER BY THE VILLAGE OF ORLAND PARK, COOK COUNTY, ILLINOIS.

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

**Aye:** 6 - Trustee Fenton, Trustee O'Halloran, Trustee Schussler, Trustee Gira, Trustee Griffin Ruzich, and President McLaughlin

**Nay:** 0

**Absent:** 1 - Trustee Dodge

### **2012-0039 Terry's Lincoln Mercury Amended Agreement - Ordinance**

Terry's Lincoln Mercury has requested an amendment to their existing development agreement to extend the commencement date of construction from December 31, 2011 to December 31, 2012. This amendment also pushes back the sales tax rebate incentive term by a year. All other provisions of the agreement remain unchanged.

This request is similar to other requests received from other dealerships (i.e. BMW). Staff recommends approval of this amendment.

I move to pass Ordinance 4707, entitled: AN ORDINANCE AUTHORIZING AMENDMENT TO THE SECOND AMENDED AND RESTATED BUSINESS DEVELOPMENT AGREEMENT (TERRY'S LINCOLN MERCURY, INC.)

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

**Aye:** 6 - Trustee Fenton, Trustee O'Halloran, Trustee Schussler, Trustee Gira, Trustee Griffin Ruzich, and President McLaughlin

**Nay:** 0

**Absent:** 1 - Trustee Dodge

## **PARKS AND RECREATION**

### **2012-0009 Automatic Building Controls, Inc. - Contract**

A three year contract has been received for the HVAC Facility Management System from Automatic Building Controls, Inc. The control system was fabricated by "ABC" to monitor our HVAC systems. The software used to control as well as hardware to monitor were all custom created by this company. This company has managed our system successfully for the past thirteen years.

The following buildings are covered under this contract - Orland Park Police Headquarters, Village Complex and Sportsplex. The contract starts January 1, 2012 and continues until December 31, 2014, at a cost of \$5,200.00 per year, per facility for 2012 & 2013 and \$5,304.00 per year, per facility for 2014. The total cost per year for 2012 & 2013 is \$15,600, and \$15,904 for 2014. This money will come from the Building Maintenance Budget, Account No. 010-2100-424-4361 and 283-4007-451-4310.

I move to approve accepting the contract from Automatic Building Controls, Inc., at a cost not to exceed \$15,600 for 2012 & 2013 and \$15,904 for 2014.

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

**Aye:** 6 - Trustee Fenton, Trustee O'Halloran, Trustee Schussler, Trustee Gira, Trustee Griffin Ruzich, and President McLaughlin

**Nay:** 0

**Absent:** 1 - Trustee Dodge

### **2012-0012 Fire Alarm Equipment Preventative Maintenance Agreement**

A three year proposal has been received for the Annual Testing, Inspection of Equipment and Preventative Maintenance for the existing fire alarm systems. Affiliated Customer Service has performed this service for the past 15 years for the Village. There are a number of different fire panels throughout the Village, and Affiliated will work on all of them, regardless of manufacturer (most companies only work on their particular brand). This company is recommended by the Orland Fire Prevention District and has serviced us well over the years. As indicated on their proposal the costs for each facility is minimal. This will be a three year contract with a cost increase not to exceed 3% increase for the two final years.

I move to approve to the Preventative Maintenance contract for Affiliated Customer Service, Inc. for 2012 throughout the Village facilities for \$11,377.00;

And

For costs not to exceed 3% increase annually for the years 2013 and 2014.

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

**Aye:** 6 - Trustee Fenton, Trustee O'Halloran, Trustee Schussler, Trustee Gira, Trustee Griffin Ruzich, and President McLaughlin

**Nay:** 0

**Absent:** 1 - Trustee Dodge

### **2012-0060 Athletic Field Usage Agreement - Twilight Fees**

Currently baseball organizations rent fields based on residency and number of teams. The Orland Youth Association (OYA) baseball and softball programs have first priority to rent fields followed by organizations meeting current guidelines and standards. Staff has noted that in 2011 on Saturdays and Sundays 4:00 p.m. - 10:00 p.m. Centennial Park fields were rented a total of 142 hours (13% of available time) realizing \$1,705 in revenue. The total available hours of rental during this time frame is 1,080 hours.

Resident organizations have expressed limited interest in weekend evening field usage.

After evaluating the 2011 season field rentals, staff would like to recommend the initiation of a twilight fee. The current rental fee for non-resident organizations is \$90 unlit / \$100 lit. Staff recommends fees of \$50 unlit / \$60 lit. This reduced rate will be more attractive to baseball organizations thereby increasing occupancy as well as overall revenue.

For reference, the other 2012 field fees are below:

- Recreation Teams - \$15.00 for a non-lit field and \$20.00 for a lit field.
- Travel organizations with an organization percentage of 90% or greater - \$15.00 for a non-lit field and \$20.00 for a lit field per field slot.
- Travel organizations with at least 63% and not more than 89% residency - \$30.00 for non-lit fields and \$40.00 for lit fields per field slot.
- Travel organizations with at least 50% and not more than 62% residency - \$50.00 for non-lit fields and \$60.00 for lit fields per field slot.
- Organizations that do not meet the minimum number of teams required - \$50.00 for non-lit fields and \$60.00 for lit fields per field slot.
- Organizations that do not meet the 50% residency - \$90.00 for unlit fields and \$100.00 for lit fields per field slot.

I move to approve a new Twilight Fee be available on Saturday and Sunday 4:00 p.m. -10:00 p.m. at the rate of \$50 unlit / \$60 lit fields per time slot.

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

**Aye:** 6 - Trustee Fenton, Trustee O'Halloran, Trustee Schussler, Trustee Gira, Trustee Griffin Ruzich, and President McLaughlin

**Nay:** 0

**Absent:** 1 - Trustee Dodge

## FINANCE

### 2012-0068 Electrical Aggregation Program - Consultant

On December 19, 2011, the Village Board passed an ordinance to place a referendum question on the March 20, 2012, ballot to allow for an "opt-out" energy aggregation program.

On December 22, 2011, the village published a Request for Qualifications for energy consulting services to provide the following scope of services:

- Work with Orland Park staff and elected officials to develop and implement a residential and small commercial electric aggregation "opt-out" program for the residents and small commercial businesses of incorporated Orland Park.
- Develop an electric aggregation public information program.
- Develop an "Aggregation Plan of Operation and Governance."
- Work with Orland Park staff to organize, advertise, and attend public hearings.
- Write bid specifications for an electric utility supplier and work with the Orland Park Finance Department to conduct a competitive bid for the procurement of electricity for the incorporated residential and small commercial customers in Orland Park.
- Manage an on-going electric aggregation program through the end of the contract term.
- Develop and maintain an effective computer system to record and analyze energy requirements and corresponding transaction.
- Routinely review random billings within the aggregation to monitor accuracy of billings to residents and small commercial businesses and provide documentation of such to Orland Park.
- Attend Orland Park board and committee meetings to give periodic updates on the aggregation progress, consumers' savings, and ongoing system checks.

The professional engagement will be modeled as an energy broker relationship. That is, the consultant is paid an annual commission based on a percentage of electrical load that is awarded to an alternative retail energy supplier (ARES). The



Village does not outlay the funds.

Proposals were submitted by four energy aggregation consultants: Northern Illinois Municipal Electric Collaborative (NIMEC), Constellation Energy, Independent Energy Consultants (IEC), and the Illinois Community Choice Aggregation Network (ICCAN). After reviewing the proposals, staff interviewed NIMEC and ICCAN representatives. Upon completion of interviews, as well as review of the proposals that included pricing, experience, and overall evaluation of the firms' ability to assist the Village with execution of the program, staff recommends entering into a contract with NIMEC for energy aggregation consulting services.

NIMEC offered a consulting price of 17.5 cents per MW. With an estimated annual village-wide consumption of 210 million kwh, the annual fee would be \$36,750. Said commission is included in the bid profile placed in the competitive energy marketplace. The village has been a member of NIMEC for a number of years, participating in the bid process for our electricity needs related to street lighting, ball field lighting, pump stations, and the Sportsplex. It should also be noted that NIMEC has a successful track record in placing electrical load for street lighting and other electricity needs for multiple municipalities in Northern Illinois.

David Hoover, Director of NIMEC was present to answer any questions that the Board may have.

President McLaughlin asked if the voters approve the Electrical Aggregation Program, would there be a number of suppliers throughout the Village or just one supplier for the entire Village.

Mr. Hoover stated that when the Village goes out for bid for the Electrical Aggregation, approximately 10 supplier should bid. All the business would be awarded to one supplier.

I move to approve an energy aggregation consulting services contract with Northern Illinois Municipal Electric Cooperative (NIMEC);

And

Authorize the Village Manager to execute the agreement.

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

**Nay:** 0

**Absent:** 1 - Trustee Dodge

**2012-0061 Budget Rollovers to FY 2012 - Approval**

A detailed spreadsheet (by fund) of budget rollovers was attached to the Board packet showing a total increase to the fiscal year 2012 budget in the amount of \$19,038,485. The budget rollovers are necessary due to the fact that these projects were not completed during fiscal year 2011. The budget impact is a decrease in expenditures for fiscal year 2011 and an increase to the budgeted expenditures for fiscal year 2012.

The breakdown by fund is as follows:

- General Fund - \$856,172
- Water & Sewer Fund - \$6,244,112
- Road Exaction Fund - \$397,387
- Capital Improvement Fund - \$7,436,579
- Civic Center Fund - \$8,629
- Main Street Triangle TIF Fund - \$3,938,738
- Recreation and Parks Fund - \$156,868

I move to approve amending the FY2012 expenditure budget by \$19,038,485.

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

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

**Nay:** 0

**Abstain:** 1 - Trustee O'Halloran

**Absent:** 1 - Trustee Dodge

**NON-SCHEDULED CITIZENS & VISITORS**

Ron Ahrendt - President of MAP Local 159 read a statement before the Board regarding his disappointment on MAP's contract negotiations with the Village.

President McLaughlin stated that he has spoken with Village Manager Grimes regarding negotiations. President McLaughlin is very confident that both sides will continue to bargain in good faith and he believes that progress will be made soon.

**BOARD COMMENTS**

TRUSTEE GIRA - Reported that the Cinderella Ball this past Saturday night held at the Cultural Arts Center was a sold out event. Fun was had by all.

Trustee Gira complimented Village Recreation Division Director Nancy Flores and her staff on researching the Twilight Fees for the Village's under-used athletic

fields over the weekends between the hours of 4:00 PM - 10:00 PM in the summer. The reduced rate for this time slot will be more attractive to baseball organizations thereby increasing occupancy as well as overall revenue for the Village.

TRUSTEE SCHUSSLER – Reported regarding the LaGrange Road widening; a successful meeting was had with the businesses along the LaGrange Road corridor last week. Each month it is hoped to have a meeting with that committee to keep these businesses informed of what is going on.

Trustee Schussler noted that regarding snow plowing there have been no issues in the past two weeks, because there has been no snow. However, after the last snow fall a survey was done asking the residents what they thought about the removal of snow, which the results of this survey is on the Villages website.

Trustee Schussler encouraged the Board to review this survey. He did note that 36% of the residents indicated that they did not know which streets belong to the State, Orland Park, or the County for snow removal.

Trustee Schussler stated that the main roads in the Village, which are essentially all of the main ones, except for 143rd from Harlem to Southwest Highway and 151st from Harlem to LaGrange Road are under the jurisdiction of the Illinois Department of Transportation or the Cook County Highway Department and the Village is not responsible for removal of snow on those main roads.

TRUSTEE RUZICH – Reminded everyone that on Saturday, February 18th from 9:00 AM to 1:00 PM at the Orland Park Civic Center, the Village in conjunction with the State of Illinois is co-hosting a mortgage relief project to help homeowners take advantage of new government programs to help lower mortgage payments, avoid foreclosure and help residents keep their home.

TRUSTEE FENTON: Reminded everyone that the 12th Annual Chefs' Auction is on Thursday, February 16th at the Orland Chateau. This event benefits the American Society's Breast Cancer Research Program. Tickets are \$55 per person or \$90 per couple.

Trustee Fenton also stated that the following new businesses have opened in Orland Park:

- Dickey's Barbecue - 15110 LaGrange Road
- Brighton Collectibles - 320 Orland Square Drive (in the Mall)
- Miroballi shoes transferred to the New Balance old store - Temporary spot until their new store is built
- F&S Distributors - 15532 70th Court
- Lobo Consulting Inc. - 16249 107th Avenue, Unit #7

TRUSTEE O'HALLORAN – Requested a better/updated call-in system be looked into for when the Trustee's are away on business and call into the meeting.

## 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) security procedures to respond to a danger to the safety of the public or village staff or property.

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

**Aye:** 6 - Trustee Fenton, Trustee O'Halloran, Trustee Schussler, Trustee Gira, Trustee Griffin Ruzich, and President McLaughlin

**Nay:** 0

**Absent:** 1 - Trustee Dodge

## RECONVENE BOARD MEETING

The roll was called to reconvene the Regular Meeting and Trustees Fenton, Dodge, O'Halloran, 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) security procedures to respond to a danger to the safety of the public or village staff or property.

**ADJOURNMENT - 8:48 PM**

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

**Aye:** 6 - Trustee Fenton, Trustee O'Halloran, Trustee Schussler, Trustee Gira, Trustee Griffin Ruzich, and President McLaughlin

**Nay:** 0

**Absent:** 1 - Trustee Dodge

**/nm**

APPROVED: February 20, 2012

Respectfully Submitted,

/s/ David P. Maher

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**David P. Maher, Village Clerk**