

VILLAGE OF ORLAND PARK

14700 Ravinia Avenue
Orland Park, IL 60462
www.orlandpark.org



Meeting Minutes

Monday, November 19, 2018

7:00 PM

Village Hall

Board of Trustees

*Village President Keith Pekau
Village Clerk John C. Mehalek*

*Trustees, Kathleen M. Fenton, James V. Dodge, Jr., Patricia Gira,
Carole Griffin Ruzich, Daniel T. Calandriello, and Michael F. Carroll*

CALL TO ORDER/ROLL CALL

The meeting was called to order at 7:07 PM.

Present: 7 - Trustee Fenton, Trustee Dodge, Trustee Gira, Trustee Griffin Ruzich, Trustee Calandriello, Trustee Carroll and Village President Pekau

VILLAGE CLERK'S OFFICE**2018-0771 Approval of the November 5, 2018 Regular Meeting Minutes**

The Minutes of the Regular Meeting of November 5, 2018, were previously distributed to the members of the Board of Trustees. President Pekau 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 November 5, 2018.

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 Gira, Trustee Griffin Ruzich, Trustee Calandriello, Trustee Carroll, and Village President Pekau

Nay: 0

Abstain: 1 - Trustee Dodge

2018-0788 Approval of the November 7, 2018 Special Meeting Minutes

The Minutes of the Special Meeting of November 7, 2018, were previously distributed to the members of the Board of Trustees. President Pekau 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 Special Meeting of November 7, 2018.

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

Aye: 7 - Trustee Fenton, Trustee Dodge, Trustee Gira, Trustee Griffin Ruzich, Trustee Calandriello, Trustee Carroll, and Village President Pekau

Nay: 0

PROCLAMATIONS/APPOINTMENTS/PRESENTATIONS**2018-0801 Proclamation Honoring Leo C. Bialek**

President Pekau honored and proclaim November 24, 2018 Leo C. Bialek Day. Mr. Bialek will be 100 years old on November 24th and is World War II Veteran.

NO ACTION**2018-0804 Award Certificate Kerry Kelly-Valan**

Officer Kerry Kelly-Valan was not present at meeting.

NO ACTION**CONSENT AGENDA**

Trustee Ruzich requested that Items D. FY2019 Liability/Property Insurance Renewal and E. Authorizing the Sale of Village-Owned Property Located at 14610 Westwood Avenue be removed from the Consent Agenda for a separate vote.

Passed the Consent Agenda

A motion was made by Trustee Dodge, seconded by Trustee Carroll, 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 Dodge, Trustee Gira, Trustee Griffin Ruzich, Trustee Calandriello, Trustee Carroll, and Village President Pekau

Nay: 0

2018-0768 Payroll for November 2, 2018 - 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 November 2, 2018 in the amount of \$1,113,161.23.

This matter was APPROVED on the Consent Agenda.

2018-0769 Accounts Payable from November 6, 2018 through November 19, 2018 - 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 November 6, 2018 through November 19, 2018 in the amount of \$3,500,380.44.

This matter was APPROVED on the Consent Agenda.

2018-0752 Budget Adjustments 4th Quarter 2018 - Approval

A detailed spreadsheet (by fund) of budget adjustments is attached showing an increase in revenues of \$67,668 and an increase in expenditures of \$147,668.

The increase in revenues is due to the following:

- Increase revenue from additional enrollments in the karate program in the amount of \$13,049.
- Increase revenue from fuel usage billed to the Orland Fire Protection District in the amount of \$54,619.

The increase in expenditures is due to the following:

- Increase expenditures related to additional enrollments in the karate program in the amount of \$13,049.
- Increase expenditures related to fuel usage billed to the Orland Fire Protection District in the amount of \$54,619.
- Transfer budget of \$4,312 from the Recreation & Parks Fund to the General Fund for mulch and rock application.
- Increase expenditures for pavement maintenance in the amount of \$80,000.

I move to approve increasing the FY2018 revenue budget by \$67,668 and increasing the FY2018 expenditure budget by \$147,668.

This matter was APPROVED on the Consent Agenda.

2018-0754 Amending Title 9, Chapter 7 of the Village Code to Prohibit Parking and Allowing the Towing of Vehicles on Certain Streets to Facilitate Garbage Collection - Ordinance

Garbage pickup has been hampered on Franklin Court, Lunar Court, Lincoln Court, Kennedy Court and Orland Court due to parked vehicles parking near drive way entrances to the parking lots. The garbage trucks are unable to make the proper turns to pick up the garbage located behind the buildings. The width of these streets is only 24 ft. versus our standard 27 ft. which reduces the turn radius for the trucks.

The property owners attempted to assist the village by informing the tenants and requesting they voluntary compliance with no success. The failure to pick up the garbage in a timely manner has created an over flow of garbage that spills out of the containers creating a public health risk.

To correct this issue, we are proposing a no parking/tow zone restriction at the following locations from times between 0700 - 1000 on Thursdays and the days after a recognized holiday to insure that the garbage is picked up regularly:

The north side of Lunar Court and Kennedy Court. The south side of Franklin Court, Lincoln Court and Orland Court.

I move to pass Ordinance Number 5349, entitled: AN ORDINANCE AMENDING TITLE 9, CHAPTER 9, SECTION 7 OF THE ORLAND PARK VILLAGE CODE

BY RESTRICTING PARKING DURING CERTAIN TIMES FOR LUNAR, KENNEDY, FRANKLIN, LINCOLN AND ORLAND COURTS

This matter was PASSED on the Consent Agenda.

2018-0724 FY2019 Liability/Property Insurance Renewal - Approval

The Horton Group has provided the Village with its renewal premium amounts for Fiscal Year 2019 for all property and liability insurance policies, including Excess Workers Compensation.

Overall, the Village's FY2019 liability and property premiums, including Horton's annual service fee and CCMSI's claims handling fee, decreased \$21,061 or approximately 2.6%, as compared to FY2018 amounts. Decreases to property/auto physical damage and network security/privacy liability premiums were offset by slight increases in the public entity package, drone and worker's compensation premiums. The decrease in the property/auto physical damage premium is due to our long history with the carrier, excellent loss history, and current market conditions. The decrease in the network security/privacy premium is due to our long history with this coverage as well as a change in carriers.

CCMSI's claims handling fee is assumed to remain the same for the 2019-2020 policy term. The Horton Group's annual service fee decreased by \$5,000. Retention amounts (deductibles) on each of the lines remained the same, with the exception of the network security/privacy retention which decreased from \$25,000 to \$15,000.

Staff recommends that the Village continue to utilize the services of The Horton Group for Fiscal Year 2019.

Trustee Ruzich and President Pekau commented. (refer to audio file)

I move to approve the property and liability insurance carriers and premiums, as well as CCMSI's claims handling fee and Horton's annual service fee, in the total amount of \$786,675 as presented by the Horton Group.

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

Aye: 5 - Trustee Fenton, Trustee Dodge, Trustee Gira, Trustee Calandriello, and Trustee Carroll

Nay: 0

Abstain: 2 - Trustee Griffin Ruzich and Village President Pekau

2018-0777 Authorizing the Sale of Village-Owned Property Located at 14610 Westwood Avenue - Ordinance

The Village Board has authorized the sale of the single family property located at

14610 Westwood Avenue (Lot 22), located in the Tuck-A-Way subdivision to John Barrett. The sale price agreed upon is \$115,000 and the property is being sold, "As Is". An ordinance approval is necessary to finalize this sale.

Trustee Ruzich commented. (refer to audio file)

I move to pass Ordinance Number 5350, entitled: AUTHORIZING SALE OF REAL ESTATE LOCATED AT 14610 WESTWOOD AVENUE;

And

Authorize the Village Manager to execute the necessary legal documents.

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

Aye: 6 - Trustee Fenton, Trustee Dodge, Trustee Gira, Trustee Calandriello, Trustee Carroll, and Village President Pekau

Nay: 0

Abstain: 1 - Trustee Griffin Ruzich

DEVELOPMENT SERVICES, PLANNING AND ENGINEERING

2015-0381 St. Coletta's of Illinois Residential Care Home

The petitioner is requesting a special use permit to establish a medium residential care home for six (6) residents in a single-family detached house located at 14401 Oakley Avenue.

St. Coletta's of Illinois (St. Coletta's) is a non-profit organization established in 1949. The organization's main campus is located at 18350 Crossing Drive in Tinley Park. According to the petitioner, St. Coletta's operates an extensive Community Integrated Living Arrangement (CILA) Residential Program in the southwest suburban area, and currently operates twenty-five (25) adult residential care homes spread out in sixteen different municipalities, twenty of which are operated with six (6) residents.

St. Coletta's currently operates two (2) residential care homes in Orland Park. One of these homes is located in the R-3 Residential District and has six (6) residents, but was established prior to the Land Development Code (LDC) requirements for care homes and as such does not require a special use permit. The other residential care home is located in the R-3 Residential District and houses only five (5) residents, and is thus considered a permitted use.

The petitioner has also requested a variance to the Village Building Code through the Building Department to accommodate the special needs of this project. This variance (2015-0569) was approved by the Board of Trustees on October 5, 2015.

The petitioner is requesting a special use permit to establish a residential care home in a single-family detached house located at 14401 Oakley Avenue, in the Oak Meadows subdivision. The proposed residential care home would be occupied by six (6) adult male residents with 24-hour supervision from a St. Coletta's staff member. The six (6) adult occupants would be ambulatory, developmentally disabled males ranging in age from 21 to 47 years old who have a primary diagnosis of mental retardation. All of the residents would attend a vocational day programming Monday through Friday from 8:30 a.m. to 3:30 p.m.

The proposed location for the residential care home is located in the R-3 Residential Zoning District. LDC Section 6-204.C.7 states that medium residential care homes (defined as 6 - 8 residents) are permitted as a special use in the R-3 zoning district provided that the petitioner is licensed by the applicable State agency and the home is located no closer than 660 feet to any other residential care home or congregate elderly housing facility.

St. Coletta's of Illinois is licensed by the State of Illinois as a Community Integrated Living Arrangement (CILA) provider, which is the terminology used to describe residential care homes by the Illinois Department of Human Services. To the best of the Village's knowledge, no other residential care home or congregate elderly housing facility is located within 660 feet of the proposed location.

The motion includes the following conditions:

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

Overall, the project conforms to the Village's Comprehensive Plan, Land Development Codes and policies for this area.

I move to approve a special use permit for St. Coletta's of Illinois as discussed at the October 19, 2015 Development Services, Planning and Engineering Committee meeting and as fully referenced below.

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

I move to approve a special use permit for St. Coletta's of Illinois to establish a medium residential care home for six (6) residents in a single-family detached house located at 14401 Oakley Avenue, subject to the following condition:

- 1) Meet all final engineering and building code items.

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

Aye: 7 - Trustee Fenton, Trustee Dodge, Trustee Gira, Trustee Griffin Ruzich, Trustee Calandriello, Trustee Carroll, and Village President Pekau

Nay: 0

2018-0787 Macy's LED Lighting Upgrade - Appearance Improvement Grant

The Petitioner requests an Appearance Improvement Grant in the amount of \$21,128.82 for funding assistance to upgrade existing parking lot lighting on two (2) existing poles in the Macy's parking lots to LED luminaires with wireless control nodes on the existing fixture heads.

Trustee Calandriello had a question. (refer to audio)

Assistant Village Manager Friling answered his question. (refer to audio file)

President Pekau commented. (refer to audio file)

I move to approve the Appearance Improvement Grant application for Macy's LED Lighting Upgrade in the amount of \$21,128.82 to replace twenty (20) luminaires on two (2) existing light poles and add twenty (20) nodes to improve lighting in the parking lots to the north and northwest of the Macy's tenant space at 1 Orland Square Drive, as fully indicated in the referenced motion.

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

I move to approve the Appearance Improvement Grant application for Macy's LED Lighting Upgrade (case number 2018-0772) at 1 Orland Square Drive in the amount of \$21,128.82 from account 010-0000-484930.

And

I move to approve the Kavanaugh Electric bid for \$8,950.00 and the Facility Solutions Group bid for \$33,307.63, subject to the following conditions:

- 1) Must abide by the plans per the approved Appearance Review (case number 2018-0774); and
- 2) Provide confirmation that the footcandles and lumens per square foot do not exceed the specified maximum limitations within Section 6-315.A.2.a.1.; and
- 3) Meet all Building and Land Development Code requirements; and
- 4) Obtain the necessary permits from the Village's Building Division prior to initiating work; and
- 5) Enter into an Appearance Improvement Grant Agreement with the Village of Orland Park.

A motion was made by Trustee Griffin Ruzich, seconded by Trustee Fenton, that this matter be NO ACTION. The motion carried by the following vote:

Aye: 7 - Trustee Fenton, Trustee Dodge, Trustee Gira, Trustee Griffin Ruzich, Trustee Calandriello, Trustee Carroll, and Village President Pekau

Nay: 0

MAYOR'S REPORT

2018-0767 Amend Title 7 Chapter 4 - Number of Class A Liquor License - Ordinance

Increase number of Class A liquor licenses from sixty-nine (69) to seventy (70) for Texas de Brazil, 856 Orland Square, H15B.

I move to pass Ordinance Number 5351, entitled: AN ORDINANCE AMENDING TITLE 7, CHAPTER 4 OF THE ORLAND PARK MUNICIPAL CODE, REGARDING THE AVAILABLE NUMBER OF CLASS A LIQUOR LICENSES ISSUED BY THE VILLAGE OF ORLAND PARK, COOK AND WILL COUNTIES, ILLINOIS

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

Aye: 7 - Trustee Fenton, Trustee Dodge, Trustee Gira, Trustee Griffin Ruzich, Trustee Calandriello, Trustee Carroll, and Village President Pekau

Nay: 0

2018-0773 Amend Title 7 Chapter 4 - Number of Class B Liquor License - Ordinance

Increase number of Class B liquor licenses from twenty-eight (28) to twenty-nine (29) for Girl in the Park located at 11265 West 159th Street. The owners would like the ability to sell boutique liquors to the customers that are very difficult to purchase anywhere else.

I move to pass Ordinance Number 5352, entitled: AN ORDINANCE AMENDING TITLE 7, CHAPTER 4 OF THE ORLAND PARK MUNICIPAL CODE, REGARDING THE AVAILABLE NUMBER OF CLASS A LIQUOR LICENSES ISSUED BY THE VILLAGE OF ORLAND PARK, COOK AND WILL COUNTIES, ILLINOIS

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

Aye: 7 - Trustee Fenton, Trustee Dodge, Trustee Gira, Trustee Griffin Ruzich, Trustee Calandriello, Trustee Carroll, and Village President Pekau

Nay: 0

2018-0722 Term Limits - Amend Question

Currently, the Village of Orland Park has no term limits. This referendum would enact a 3 year term, 12 year term limit for each elected position, Trustee, Clerk and President.

At the October 15, 2018 Board of Trustees meeting, a resolution was presented and postponed by the Village Board.

A proposed amendment to this Referendum Question was read by Trustee Ruzich as follows: Shall the Terms of Office for Those Persons elected to the Office of Village Trustee in the Village of Orland Park at the April 2, 2019, Consolidated Election and at Each Election For the Offices of Village President, Village Trustee and Village Clerk Thereafter, be Limited Such That No Person so Elected May Serve More than Three (3) Full Four (4) Year Terms in the Same Office? (refer to audio file)

Trustees Gira, Carroll, Calandriello commented. (refer to audio file)

A motion to postpone was made by Trustee Calandriello. (refer to audio file)

I move to postpone this item that is being proposed to amend the Referendum question until after File ID 2018-0800 has been voted on.

A motion was made by Trustee Calandriello, seconded by Trustee Carroll, that this matter be POSTPONED to the Board of Trustees. The motion carried by the following vote:

Aye: 5 - Trustee Fenton, Trustee Dodge, Trustee Gira, Trustee Calandriello, and Trustee Carroll

Nay: 2 - Trustee Griffin Ruzich, and Village President Pekau

2018-0796 Proposed Amendment for Referendum Question - Resolution

Item was not called on board floor.

Item was not called so NO ACTION was taken

OFFICIALS**2018-0800 Term Limits Referendum Question - Resolution**

The Village of Orland Park has no term limits.

This referendum that would be on the November 3, 2020 ballot would enact that the offices of Village President, Village Trustee and Village Clerk be limited to serve no more than three (3) full four (4) year terms in the same office after the passage

of a public referendum beginning with the Consolidated General Election on April 6, 2021.

Due to the substantial increase of voter participation in a Presidential General Election, having this question presented on the November 3, 2020 ballot would insure the greatest opportunity for Orland Park Residents to voice their opinion.

Question:

SHALL THE TERMS OF OFFICE FOR THOSE PERSONS ELECTED TO THE OFFICES OF VILLAGE PRESIDENT, VILLAGE TRUSTEE AND VILLAGE CLERK IN THE VILLAGE OF ORLAND PARK AT THE APRIL 6, 2021 CONSOLIDATED ELECTION AND AT EACH ELECTION FOR ANY OF SUCH OFFICES THEREAFTER, BE LIMITED SUCH THAT NO PERSON SO ELECTED MAY SERVE MORE THAN THREE (3) FULL FOUR (4) YEAR TERMS IN THE SAME OFFICE?

Trustees Dodge, Carroll, Fenton, Ruzich, Gira, President Pekau had comments. (refer to audio file)

I move to pass Resolution Number 1811, entitled: A RESOLUTION PROVIDING FOR THE SUBMISSION TO THE ELECTORS OF THE VILLAGE OF ORLAND PARK THE QUESTION OF WHETHER THE TERMS OF OFFICE OF THE VILLAGE PRESIDENT, VILLAGE TRUSTEES AND VILLAGE CLERK SHOULD BE LIMITED IN NUMBER

A motion was made by Trustee Calandriello, seconded by Trustee Carroll, that this matter be PASSED. The motion carried by the following vote:

Aye: 4 - Trustee Gira, Trustee Griffin Ruzich, Trustee Calandriello, and Village President Pekau

Nay: 3 - Trustee Fenton, Trustee Dodge, and Trustee Carroll

VILLAGE MANAGER'S REPORT

2018-0761 Establishing an Administrative Procedure of Assessing and Determining Claims Under PSEBA - Ordinance

The Public Safety Employee Benefits Act PSEBA (820 ILCS 320/) Requires that "an employer who employs a full-time law enforcement, correctional or correctional probation officer, or firefighter, who, on or after the effective date of this Act suffers a catastrophic injury or is killed in the line of duty shall pay the entire premium of the employer's health insurance plan for the injured employee, the injured employee's spouse, and for each dependent child of the injured employee until the child reaches the age of majority or until the end of the calendar year in which the child reaches the age of 25 if the child continues to be dependent for support or the child is a full-time or part-time student and is dependent for support."

The attached ordinance in Legistar setting forth a formal procedure for applying for and determining PSEBA claims is recommended by legal and is based on a model ordinance drafted by the Illinois Municipal League (IML). Most importantly, the ordinance defines “catastrophic injury”, “gainful work” and “injury” which the state statute mandating the PSEBA benefits does not.

On November 5, 2018, this item was reviewed by the Village Board and postponed for additional wordage.

Trustee Carroll and President Pekau had questions and commented. (refer to audio file)

I move to table this item until the Board completes the cleanup of this Ordinance.

A motion was made by Trustee Carroll, seconded by Trustee Dodge, that this matter be TABLED. The motion carried by the following vote:

Aye: 7 - Trustee Fenton, Trustee Dodge, Trustee Gira, Trustee Griffin Ruzich, Trustee Calandriello, Trustee Carroll, and Village President Pekau

Nay: 0

2018-0789 Strategic Plan (2019 thru 2021) - Adoption

Village Manager La Margo reported that on May 29, 2018, and June 11, 2018, the Village Board participated in a Village wide strategic plan workshops facilitated by Dr. Greg Kuhn, Assistant Director of NIU Center for Governmental Studies. After the workshop, Dr. Kuhn and his team at NIU collected information, met with stakeholders, staff and prepared the draft plan recently distributed to the Village Board for review.

The Strategic Plan highlights issues identified by the Board, stakeholders in the community and staff throughout the Village, and will be the bases to develop strategies to address a wide range of issues to help guide the Village in the upcoming years.

The intent of the plan is for it to be used as a guiding document for the organization. It will serve as an appendix for staff’s action plan and be used to develop performance measures to report back to the Village Board periodically on progress of achieving established goals. After formal approval strategic plan, each department will work with Dr. Kuhn and his team to formulate performance objectives to advance each initiative.

This item was going straight to Board for consideration and acceptance.

Trustees Dodge and Ruzich had questions/comments. (refer to audio file)

Village Manager La Margo answered their questions. (refer to audio file)

A Voice Vote was taken and the entire Board agreed with what was presented to the Board on the strategic direction.

NO ACTION was taken

NON-SCHEDULED CITIZENS & VISITORS

Comments on Dial-a-Ride

- Charlene Sandberg - (refer to audio file)
- Stathia Xanos - (refer to audio file)
- Mary Beth Stoffregen - (refer to audio file)
- Andrew Behrman - (refer to audio file)
- Mark Wisinski - (refer to audio file)
- Virginia Williams - (refer to audio file)

BOARD COMMENTS

Trustees Gira, Carroll, Dodge, Ruzich, Calandriello, Fenton and President Pekau had Board comments.

EXECUTIVE SESSION

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

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

Aye: 7 - Trustee Fenton, Trustee Dodge, Trustee Gira, Trustee Griffin Ruzich, Trustee Calandriello, Trustee Carroll, and Village President Pekau

Nay: 0

RECONVENE BOARD MEETING

The roll was called to reconvene the Regular Meeting and Trustees Fenton, Dodge, Gira, Ruzich, Calandriello, Carroll and President Pekau were present.

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

ADJOURNMENT - 8:45 PM

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

Aye: 7 - Trustee Fenton, Trustee Dodge, Trustee Gira, Trustee Griffin Ruzich, Trustee Calandriello, Trustee Carroll, and Village President Pekau

Nay: 0

2018-0816 Audio Recording for November 19, 2018 Board of Trustee Meetings

NO ACTION

/nm

APPROVED: December 3, 2018

Respectfully Submitted,

/s/ John C. Mehalek

John C. Mehalek, Village Clerk