

# 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, June 20, 2011

7:00 PM

Village Hall

## Board of Trustees

*Village President Daniel J. McLaughlin  
Village Clerk David P. Maher  
Trustees, Kathleen M. Fenton, Brad S. O'Halloran,  
James V. Dodge, Jr., Edward G. Schussler, Patricia Gira and Carole Griffin Ruzich*

## CALL TO ORDER/ROLL CALL

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

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

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

## VILLAGE CLERK'S OFFICE

### 2011-0395 Approval of the June 6, 2011 Regular Meeting Minutes

The Minutes of the Regular Meeting of June 6, 2011, were previously distributed to the members of the Board of Trustees. President McLaughlin asked if there were any corrections or additions to be made to said Minutes. There being no corrections or additions,

I move to approve the minutes of the Board of Trustees Meeting of June 6, 2011.

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

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

**Nay:** 0

### 2011-0392 For Julie Foundation, Inc.- Raffle License Approval

Approval is being requested for The For Julie Foundation who has requested a license to conduct a raffle at their fundraiser for leukemia research scheduled for Friday, July 29, 2011 at the Orland Park Civic Center.

I move to approve issuing a raffle license to The For Julie Foundation to conduct a raffle at their fundraiser for leukemia research. This event is scheduled for Friday, July 29, 2011 at the Orland Park Civic Center.

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

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

**Nay:** 0

### 2011-0424 Maximilano Benefit Fund - Raffle License Approval

Approval is being requested for The Maximiliano Benefit who has requested a license to conduct a raffle at their fundraiser scheduled for Sunday, July 17, 2011 at the Orland Park Civic Center.

I move to approve issuing a raffle license to The Maximiliano Benefit Fund to

conduct a raffle at their fundraiser. This event is scheduled for Sunday, July 17, 2011 at the Orland Park Civic Center.

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

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

**Nay:** 0

## **PROCLAMATIONS/APPOINTMENTS/PRESENTATIONS**

### **2011-0401 Community Pride Award - Presentation**

President McLaughlin presented a Community Pride Award to Luke J. Esterman who has received an appointment to West Point.

**NO ACTION was required.**

### **2011-0391 Civic Center - Appointments**

President McLaughlin appointed Patricia Gira and Kevin Hynes to the Orland Park Metropolitan Exposition, Auditorium and Office Building Authority (Civic Center). Patricia Gira replaces Kathleen Fenton and Kevin Hynes fills a vacancy formerly filled by Lori Butler.

I move to advise and consent to the appointment by Mayor McLaughlin of Patricia Gira and Kevin Hynes to the Orland Park Metropolitan Exposition, Auditorium and Office Building.

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

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

**Nay:** 0

### **2011-0394 Fire & Police Commission - Appointment**

President McLaughlin appointed Laura Lambur Hynes to the Fire & Police Commission. Laura Lambur Hynes replaces Carole Griffin Ruzich

I move to consent to the appointment by Mayor McLaughlin of Laura Lambur Hynes to the Fire & Police Commission.

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

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

Nay: 0

### **2011-0393 Joint Emergency Telephone System Board - Appointment**

President McLaughlin appointed Salvatore Cacciato to the Joint Emergency Telephone System Board. Salvatore Cacciato fills vacancy previously filled by James Kennedy.

I move to advise and consent to the appointment by Mayor McLaughlin of Salvatore Cacciato to the Joint Emergency Telephone System Board.

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

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

**Nay:** 0

### **2011-0397 Veterans Commission - Appointments**

President McLaughlin appointed Gene Montalbano, Sr. and Leonard Howard to the Veterans Commission to fill vacancies formerly filled by Tom Dubelbeis and Bob Lewis

I move to advise and consent to the appointment by Mayor McLaughlin of Gene Montalbano, Sr. and Leonard Howard to the Veterans Commission.

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

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

**Nay:** 0

### **2011-0400 Appointment of Mayor Pro Tem**

President McLaughlin nominated Trustee Dodge as Mayor Pro Tem for the period through December 2011. The election of a Mayor Pro Tem is to be accomplished each December.

I move to approve the appointment of Trustee Dodge as Mayor Pro Tem to serve through December 2011.

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

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

**Nay:** 0

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**PRE-SCHEDULED CITIZENS & VISITORS**

**2011-0402 Orland Park Lions Club - Presentation**

Steve Anton of the Orland Park Lions Club publicly thanked the Village of Orland Park for all their help with Orland Days.

**NO ACTION was required**

**2011-0429 IDOT Presentation - Land Acquisition Procedures**

Mr. Jose Rios, P.E., Bureau Chief of Land Acquisition for the Illinois Department of Transportation (IDOT), Region One, gave a brief presentation to the Board on the process that IDOT is required to follow when additional right-of-way must be purchased for State roadway expansion projects. A Land Acquisition Process Overview packet was given to the Board and will be placed in Legistar as an attachment.

**NO ACTION was required.**

**CONSENT AGENDA**

Trustee Dodge requested that Item F. Purchase of IPad2 for Paperless Agenda be removed from the Consent Agenda for a separate vote.

Trustee O'Halloran requested that Item K. Collections - Parking & Municipal Violations Tickets be removed from the Consent Agenda for a separate vote.

**Passed the Consent Agenda**

**A motion was made by Trustee O'Halloran, seconded by Trustee Fenton, to PASS THE CONSENT AGENDA, including all the following items marked as having been adopted on the Consent Agenda. The motion carried by the following vote:**

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

**Nay:** 0

**2011-0406 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 May 27, 2011 in the amount of \$897,512.71.

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

**2011-0411 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 June 6, 2011 through June 20, 2011 in the amount of \$1,613,051.02.

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

**2011-0361 Illinois State Archives Inter-Agency Agreement - Renewal**

The Illinois State Archives leases 100 square feet of office space in the lower level of the Orland Park Village Hall.

Currently, their lease terms were for a 12 month lease commencing July 1, 2010 and terminating on June 30, 2011.

Staff is requesting to amend this current lease extending it for 3 years at a base rent payment of \$1,008.00 per year. Revenue of \$84.00 per month for 36 months with the option of extending for an additional 12 months.

I move to amend the lease agreement with the Illinois State Archives to extend the term for a period of three additional years at a cost of \$1,008.00 per year or \$84.00 per month;

And

Approve the option to extend this lease agreement into a fourth year;

And

Authorize the Village Manager to execute the amendment.

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

**2011-0315 Village Code Amendment - Board Committees - Ordinance**

Two Board Committee names have been changed and also several committees will be meeting on different Monday's which requires an amendment to the Village Code.

The new Committee name and when they all shall meet are as follows:

On the first Monday of each month:

**Finance**

Trustee O'Halloran, Chair

Trustee Dodge  
Trustee Gira

**Technology, Communication & Community Engagement**

Trustee Dodge, Chair  
Trustee O'Halloran  
Trustee Gira

**Parks and Recreation**

Trustee Gira, Chair  
Trustee O'Halloran  
Trustee Dodge

On the Third Monday of each month:

**Development Services & Planning**

Trustee Fenton, Chair  
Trustee Schussler  
Trustee Ruzich

**Public Works & Engineering**

Trustee Schussler, Chair  
Trustee Fenton  
Trustee Ruzich

**Public Safety**

Trustee Ruzich, Chair  
Trustee Fenton  
Trustee Schussler

I move to pass Ordinance Number 4652, entitled: AN ORDINANCE AMENDING THE ORLAND PARK VILLAGE CODE (BOARD COMMITTEES) TITLE 1, CHAPTER 5, SECTION 7 (14)

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

**2011-0390 Amending Village Code/Commissions - Ordinance**

In reviewing the Village's commissions and boards, it was noted that several have not been active in several years. The duties of Community Development Awards Commission would be handled by staff and plan commission members. The Mediation Task Force has not been utilized by residents for several years. The Telecommunications Advisory Board has been inactive with many advancements in telecommunications technology much of the subject matter is now regulated at the federal or state levels.

In the interest of a quorum, we are reducing the number of Community Relations members from seven (7) to five (5).

I move to pass Ordinance Number 4653 entitled: AN ORDINANCE AMENDING TITLE 2, CHAPTER 9, SECTIONS 2-9-3, 2-9-4 AND 2-9-8 OF THE VILLAGE CODE (JOINT EMERGENCY TELEPHONE SYSTEM BOARD) TITLE 2, CHAPTER 11 (TELECOMMUNICATIONS ADVISORY BOARD) AND CHAPTER 18 (COMMUNITY RELATIONS COMMISSION) OF THE ORLAND PARK MUNICIPAL CODE AND DISCONTINUING THE DEVELOPMENT AWARDS COMMITTEE AND THE NEIGHBORHOOD MEDIATION TASK FORCE

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

**2011-0259 L.A. Boxing - Ordinance**

On June 6, 2011, the Board approved a Special Use Permit and for L.A. Boxing located at 9050 W. 159th Street. The Special Use Permit allows for the operation of a health and fitness center that exceeds 5,000 square feet and is subject to conditions as stated in the Ordinance.

I move to pass Ordinance Number 4654, entitled: ORDINANCE GRANTING A SPECIAL USE PERMIT FOR A FITNESS CENTER (L.A. BOXING- 9050 W. 159th STREET)

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

**2011-0327 Authorizing Resolution For The Trust & Custodial Accounts at Fifth Third Bank - Resolution**

The Village has three custodial accounts with Fifth Third Bank - Institutional Services that hold the investments purchased thru our external investment managers, PMA Financial Network, Inc. and Hammond Investments, LLC. Subsequent to an audit, Fifth Third Bank - Institutional Services is requesting that the Village pass a current resolution authorizing certain Village officers and employees to execute any and all documents related to these custodial accounts. This resolution will authorize the Village President, Finance Committee Chairperson, Village Manger, Finance Director and Assistant Finance Director to execute such documents. At least two signatures will be required to execute any and all documents.

I move to pass Resolution Number 1120, entitled: AN AUTHORIZING RESOLUTION FOR THE TRUST AND CUSTODIAL ACCOUNTS AT FIFTH THIRD BANK.

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

**2011-0414 Prevailing Wage - Ordinance**

In compliance with the Illinois State Statute, it is the responsibility of the Village of Orland Park to ascertain that the workers engaged in the construction of public works, under the Village's jurisdiction, are paid the prevailing rate of wages as



determined by the Illinois Department of Labor.

I move to pass Ordinance Number 4655, entitled: AN ORDINANCE ADOPTING THE PREVAILING WAGE RATES FOR LABORERS, WORKERS AND MECHANICS EMPLOYED BY THE VILLAGE OF ORLAND PARK

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

**2011-0356 Treasurer's Report - Acknowledgement**

The 2010 Annual Treasurer's Report must be filed with the Village Clerk as required by statute on or before June 30, 2011. A copy of this report is attached to the Board packet for review. The statutory requirements regarding the publication and filing of this report with the Treasurer and Clerk of Cook and Will Counties will also be completed.

I move to acknowledge the filing of the Annual Treasurer's Report.

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

**2011-0337 Seton Place Lift Station Repairs**

The Seton Place Lift Station utilizes two submersible pumps to provide sanitary service for the Seton Place Subdivision. On May 6, 2011, both pumps failed. Both pumps were removed and sent to Gasvoda & Associates, Inc. (GAI) of Calumet City, Illinois, for evaluation. A temporary bypass pump was installed while evaluation and repairs were completed.

GAI identified a seal failure on one pump and was able to complete the repair at a cost of \$1,735. The motor on the second pump was found to be shorted. Due to the lead time to obtain a replacement, this pump was repaired at a cost of \$4,398. GAI completed the repairs to both pumps in less than five days, keeping the expense and inconvenience of bypass pumping to a minimum.

To avoid a similar situation in the future, a proposal was requested and received for the purchase of a replacement pump. The cost for a new pump, which will make a spare available, is \$5,680.

I move to approve payment to Gasvoda & Associates, Inc., of Calumet City, Illinois, for motor repairs in an amount not to exceed \$6,133.

And

Approve the transfer of \$6,133 from the Contingency Account to the Machinery and Equipment Repair Account;

And

Approve the purchase of a new pump from Gasvoda & Associates, Inc., of Calumet City, Illinois, at a cost not to exceed \$5,680;

And

Approve the transfer of \$5,680 from the Contingency Account to the Machinery and Equipment Parts Account.

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

**2011-0338 Public Works Street Division Tandem Axle Dump Trucks - Bid Award**

The 2011 Fiscal Year Budget has a Board approved line item in the Public Works Vehicles and Equipment Fund in the amount of \$306,000 for the purchase of two (2) replacement Tandem Axle Dump Trucks equipped with snowfighting equipment for the Street Division. The dump trucks are replacing two existing 21 and 22 year old trucks of similar design and capacity.

The legal notice for this procurement ran in the SouthtownStar Newspaper on Wednesday, April 20, 2011. Two sealed bids were received and opened by the Village Clerk's Office on Wednesday, May 4, 2011.

Chicago International Trucks of Chicago, Illinois, was the lowest bidder meeting all written specifications. Their bid price for two (2) 2012 International WorkStar 7400 SBA 6x4 Trucks is \$316,856. Their submitted bid includes options that we would like to include at an additional cost of \$600 per truck. Therefore, the purchase price of the two (2) trucks including options will be \$318,056.

I move to approve awarding the bid for two (2) 2012 International WorkStar 7400 SBA 6x4 Trucks to Chicago International Trucks of Chicago, Illinois, in an amount not to exceed \$318,056.

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

**2011-0341 Water and Sewer Service - 10842 West 133rd Street**

The Village Code, Title 4, Chapter 1, Paragraph 4 prohibits water and sewer connections to the Village's system for properties outside Village boundaries. Exceptions may be granted under Title 4, Chapter 1, Paragraph 5 by a 4/5 vote of the Village Board of Trustees.

Mr. Tom Schroeder has submitted an application for water and sewer service for the above-named address. This area is unincorporated (Country Manor Estates) just south and west of the intersection of 131st Street and 108th Avenue. Applicant will be required to pay for water and sewer service at the unincorporated rate.

There currently are water and sewer mains in the area, which were installed in 1992, and no extensions are necessary. There are numerous other lots within the subdivision that already have water and sewer connections to the Village's

systems. Therefore, it is recommended that water and sewer connections be allowed.

I move to approve allowing the homeowner of 10842 West 133rd Street to connect to the Village water and sanitary sewer systems and pay all current connection and permit fees as applicable subject to legal opinion regarding the homeowner's responsibility for fees with regards to the stormwater system and to pay for water and sanitary sewer service at the unincorporated rate.

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

**2011-0350 Fox's Orland Park Restaurant Storm Sewer Repair - 9655 West 143rd Street - Proposal**

Over the past several months, Village Staff has been investigating and evaluating the storm sewer at 143rd Street and Ravinia Avenue. The work identified several deficiencies with the 24" pipe. This clay tile pipe runs from the south side of the Fox's Orland Park Restaurant on an angle under the southeast corner of the restaurant's basement to 143rd Street. Televising of the pipe shows that it is severely deteriorated with numerous cracks and broken joints.

To facilitate a resolution for the situation, proposals for engineering services including abandonment of the existing pipe, new storm sewer design, bid preparation and easement documentation are required. Two firms familiar with the area were requested to submit proposals. V3 Companies of Illinois, Ltd. of Woodridge, Illinois, submitted a proposal for \$8,750. SPACECO, Inc. of Rosemont, Illinois, submitted a proposal for \$8,800.

I move to approve accepting the proposal from V3 Companies of Illinois, Ltd. of Woodridge, Illinois, for storm sewer engineering at Fox's Orland Park Restaurant (9655 West 143rd Street) for an amount not to exceed \$8,750.

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

**2011-0351 Supplement for Design Engineering McDonough Associates - 143rd Street, Southwest Highway to Wolf Road**

Over the past several years, McDonough Associates Inc. (MAI) of Chicago, Illinois, has been performing Phase I Engineering for the 143rd Street corridor, generally from LaGrange Road west to Will Cook Road as conditions have allowed them to continue. 143rd Street is an IDOT road, with the Village taking the lead on advance engineering and ultimately reconstruction. Federal funding has been secured for the engineering and construction with the local match set at thirty percent (30%).

The 143rd Street corridor project was split into two smaller projects (LaGrange Road to Wolf Road (Segment 1) and Wolf Road to Will Cook Road (Segment 2) when challenges with right-of-way acquisition along the Cook County Forest Preserve District (FPDCC) property arose. The scope of their work for both projects is to develop a Phase I report and preliminary plans, etc., for the

proposed reconstruction and expansion of the corridor from 2 lanes to 4 lanes with a shared median turn lane or raised median, depending upon location.

Since the original work has been undertaken, the easternmost limits for Segment 1 have been reduced from the LaGrange Road terminus to Southwest Highway due to advance work on 143rd Street from generally LaGrange to Beacon related to the Village's Triangle Development.

As noted, the Segment 1 project was suspended for a number of years due to the uncertainty of construction options. Right-of-way acquisition issues arose during Phase I development regarding the roadway's proposed relocated proximity to residential properties within this section, and the potential need to obtain right-of-way from the FPDCC. Since the early 2011 acquisition of the needed right of way from FPDCC, work on this project is able to be fully resumed.

During late 2010, the Village asked McDonough to provide a Feasibility Report regarding an opportunity to realign Southwest Highway with Union Avenue at 143rd Street, thereby eliminating the "fifth leg" of the current intersection at that location. Since that study has been returned and deemed a feasible project by the Village and IDOT, Segment 1 has been split into Segments 1A and 1B. Segment 1A is generally the Southwest Highway/Union Avenue and 143rd Street realignment project, and Segment 1B is 143rd Street from Southwest Highway to Wolf Road.

To move the Segment 1A project forward, the Village has met with parties involved including school District 135 staff. No formal approval for Segment 1A has been provided thus far. Therefore while the proposal includes fees in the amount of \$44,168.40 for the continuation of this realignment work, no expenditures will be made until a formal agreement is made with the affected landowner and District 135 regarding the proposed Southwest Highway realignment Segment 1A project.

After the additional right of way was acquired from FPDCC, the Village requested the status of the project from IDOT and FHWA. McDonough has advised of the work remaining since the project was suspended approximately five years ago. The proposal provides a scope for the work for Segment 1B (estimated at \$166,583.60) to complete the Phase I report to finalize this initial portion of the work leading to the reconstruction and widening of the 143rd Street corridor to four through-lanes, with a fifth shared turn lane. To date, the Village has spent approximately \$494,770 on Phase I engineering for this segment of 143rd Street.

Staff has reviewed the proposal from McDonough Associates for the Phase I engineering work for both projects and finds the proposed fee of \$210,752.00 appropriate for the effort to be undertaken. The Village will be reimbursed for seventy percent (70%) of the total cost of the work.

I move to approve authorizing the Village Manager to execute Supplemental Agreement dated April 13, 2011, with McDonough Associates Inc. of Chicago, Illinois, to complete Phase I Design Engineering services for 143rd Street from Southwest Highway to Wolf Road (Segment 1B) and to provide Engineering Services, report submittals and Public Meetings related to the realignment of Southwest Highway with Union Avenue at 143rd Street (Segment 1A) in an amount not to exceed \$210,752.00.

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

**2011-0353 Phase II Design Engineering McDonough Associates - 143rd Street, Wolf Road to Will Cook Road**

Following the completion of the Phase I Engineering work for the Wolf Road to Will Cook Road (Segment 2) portion of the 143rd Street corridor, further work was not seen as appropriate until right-of-way acquisition issues with the eastern portion (Segment 1) were resolved with the Cook County Forest Preserve District (FPDCC). At the end of 2010, an agreement was reached with FPDCC providing the needed right of way, thereby allowing Phase I completion work on Segment 1 to resume, and also allowing Phase II work on Segment 2 to begin.

Staff requested and McDonough Associates Inc. (MAI) of Chicago, Illinois, has provided a scope and fee proposal for the Professional Engineering and associated services anticipated for the preparation and completion of Phase II Engineering Plans, Specifications and Estimates required for the reconstruction and widening of 143rd Street (Segment 2) from two lanes to four lanes with a shared left turn lane or raised median, depending upon the location. Federal STP funding in the amount of \$450,000 has been secured for Phase II Engineering, with the local match set at thirty percent (30%). The Village will request that IDOT further share in these costs for Phase II as they did for Phase I, as 143rd Street is an unmarked State Route, thereby providing further reimbursement to the Village.

Staff has reviewed the May 10 2011, proposal from McDonough Associates for the Phase II engineering work and finds the proposed fee of \$420,699.80 appropriate for the effort to be undertaken.

I move to approve authorizing the Village Manager to execute a contract dated May 10, 2011, with McDonough Associates Inc. of Chicago, Illinois, to complete Phase II Design Engineering services for 143rd Street from Wolf Road to Will Cook Road (Segment 2) in an amount not to exceed \$420,699.80.

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

**2011-0355 2011 Road Improvement Program - Bid Award**

The annual Road Improvement Program has a Board approved line item in the amount of \$2,720,000 in the Fiscal Year 2011 Budget.

Historically, the project consists of milling the existing asphalt surface to remove

failed pavement and overlay milled pavement surface with a new wear-surface. Streets in various subdivisions throughout the Village have been selected for resurfacing by Staff based upon condition analysis. The list of selected streets has previously been presented to the Committee for review and comment. In addition to pavement-related work, failed curbs are replaced or repaired on an as-needed basis and hazardous sidewalks are replaced. As an additional part of the Road Improvement Program, storm sewer underdrains will be installed in various locations within areas where excessive groundwater has or may cause premature pavement failure. This project also includes significant patching throughout the Village to prolong the service life of adjacent pavement sections.

A Request for Bids was advertised in the SouthtownStar Newspaper on Friday, May 13, 2011. Six companies submitted a sealed bid proposal. Bid proposals were received from: Alpha Construction Co. of Hazel Crest, Illinois; Central Blacktop Co. Inc. of LaGrange, Illinois; Crowley-Sheppard Asphalt, Inc. of Chicago Ridge, Illinois; James D. Fiala Paving of Bolingbrook, Illinois; K-Five Construction Corp. of Lemont, Illinois; and P.T. Ferro Construction Company of Joliet, Illinois. The sealed bids were publicly opened and read aloud by the Clerk's Office at 11:00 a.m. on Friday, May 27, 2011.

Following a full bid review, Crowley-Sheppard Asphalt, Inc. has been deemed to be the low qualified bidder, providing a bid in the amount of \$1,892,530.50 which is below the engineer's estimate and below the Board approved budgeted amount for the anticipated 2011 Program (Bid Summary Sheet attached). Of the \$2,720,000 budgeted, \$263,400 was used for Ravinia Avenue resurfacing, \$100,000 for pavement marking throughout the Village, and \$200,000 for crack sealing and structure repairs, leaving a balance of \$2,156,600. In addition, \$233,664 was rolled over from the FY10 budget for this program, leaving a total of \$2,390,265 available.

Therefore, it is Staff's recommendation that Crowley-Sheppard Asphalt, Inc. of Chicago Ridge, Illinois, be awarded the bid for the 2011 Road Improvement Program in the amount of \$2,364,000. The expenditure over the bid total will allow the Village to take advantage of this year's unit pricing costs to complete additional needed work.

I move to approve entering into a contract with Crowley-Sheppard Asphalt, Inc. of Chicago Ridge, Illinois, for the 2011 Road Improvement Program and miscellaneous pavement patching in the amount of \$2,390,265.

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

#### **2011-0422 Conveyance of Real Estate To IDOT - Resolution**

The State of Illinois desires to acquire from the Village of Orland Park a fee simple acquisition of real estate property.

I move to pass Resolution Number 1121, entitled: A RESOLUTION APPROVING

A CONVEYANCE OF REAL ESTATE TO THE PEOPLE OF THE STATE OF ILLINOIS FOR HIGHWAY PURPOSES

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

**2011-0423 Conveyance of Real Estate To IDOT - Resolution**

The State of Illinois desires to acquire from the Village of Orland Park a fee simple acquisition of real estate property.

I move to pass Resolution Number 1122, entitled: A RESOLUTION APPROVING A CONVEYANCE OF REAL ESTATE TO THE PEOPLE OF THE STATE OF ILLINOIS FOR HIGHWAY PURPOSES

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

**2011-0333 Purchase of iPad2 for Paperless Agendas**

Legistar has been utilized by the Village Clerk's Office since 1992. In 2007, the Clerk's Office completed a significant upgrade to the system. While reports remained the same, the interior of the system dramatically changed, becoming much more user friendly and easier to enter and search for data. The Clerk's Office continues to streamline the Committee and Board of Trustee Meetings process, for both staff and elected officials.

Orland Park's commitment to its green initiatives encompasses every Village department, including the Village Clerk's Office. In the FY2011 budget, the Village Board approved a \$3,000 upgrade for the Legistar System, enabling the Clerk's Office to move to paperless board agendas. The system upgrade will not only enable the Village and its Clerk's Office to achieve another green objective, it saves time and money for everyone.

The upgraded system will enable the Clerk's Office to distribute information on the internet in a fraction of the time. For example, in the past, if there was a change to the agenda, staff would have to re-copy the entire packet and re-upload it onto the internet.

The Village Clerk's Office has the technology to provide paperless agendas; however, the Clerk's Office, working in conjunction with the Village Manager's Office and MIS division, need to determine the best tool to deliver this paperless service to the elected officials. After much research and conversations with Legistar's developer, Daystar, it has been determined that the iPad2 would be the best and most cost efficient tool to deliver information to the Village Board members.

Using the iPad 2 would eliminate paper agendas. With its lightweight structure, it would enable the trustees to continue to have room on the dais because of its size and touch screen capabilities. Using the touch screen format, board members

would be able to easily navigate through the agenda packet. The iPad 2 also has a library that would not only store the current agenda packet, it would hold past agenda packets to allow for quick reference, if needed. In addition, the iPad2 is less expensive than the cost of a laptop computer.

Because of the upgrade to Legistar, the agendas are refreshed every ten minutes. Thus, if there is a change to the agenda, elected officials would have immediate access to the most current information.

The paperless agenda initiative included in this year's budget was originally only intended to be introduced to a test group including several of the Board members and a few staff as a beta project requiring only the use of existing hardware. However, with the reasonable pricing of the IPAD2 and the ease of the program being used, this item proposes that this first phase expand the purchase to include all Board members. This expanded first-phase approach does require some additional funds be allocated to this project.

The Clerk's Office long term goal is to have all Department Directors use iPad2s as well, thus altogether, eliminating the printed paper agenda. This first-phase approach, proposes a shared arrangement for staff in order reduce the costs this fiscal year. The remaining iPads needed would be budgeted for in FY12.

The first phase will also include the purchase of two Cisco Aironet Wireless Access Point units and a Comcast business account service to allow for a WiFi connection in the Board Room and Trustees office area. The WiFi would allow for access during meetings and throughout the week when uploads of the agenda would be made.

At the May 2, 2011 Finance Committee two options for the Committee to choose from were presented. One being a beta project (only a few Board members would participate in the paperless agenda project). The other option was to have all the Trustees at one time participate.

Laptops were suggested and discussed instead of the use of ipads. It was explained that the proposed use by the Trustees for the paperless agenda needs limited functionality (for example no need for full PC computing power and applications). Ipads are relatively low in cost of implementation, user friendly technology, mobility, and scalability.

The ipads will be the property of the Village and issued to the users that currently receive an agenda (Mayor, Clerk, Trustees, Directors, Village Manager, Assistant Village Manager).

I move to refer this item to the Technology, Communication & Community Engagement Committee for further consideration.



**A motion was made by Trustee Dodge, seconded by Trustee Gira, that this matter be REFERRED to the Technology, Communication & Community Engagement. The motion carried by the following vote:**

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

**Nay:** 0

### **2011-0352 Collections - Parking & Municipal Violation Tickets - Approval**

The Village issues parking and municipal violation tickets on a daily basis. Upon issuance of the ticket, the violator has ten (10) days to pay the ticket or request a hearing. If a hearing is requested, a hearing date is provided. If the violator is found liable, they have 30 days to pay the fine. For parking tickets, if the fine remains unpaid after 30 days, the fine amount is increased to \$250 and a final determination letter is sent to the violator. If the fine remains unpaid after 60 days, a debt collection letter is sent to the violator stating that the Village can file suit in the Circuit Court or send the amount due to a collection agency if not paid within 30 days. The process is the same for municipal violation tickets, although the amounts may vary.

Since expiration of our collections contract with our existing collections company, unpaid tickets were not sent to a collection agency; instead, the police department is conducting the collections process. Due to the number of outstanding parking and municipal violation tickets and the fact that collections is not a core function of the police department, staff recommends the outsourcing of collections to Municipal Collections of America, Inc. (MCA).

MCA is a newly formed collection agency that is in the process of acquiring Receivables Management, Inc. (RMI). RMI has worked with the Village of Orland Park since 1996, collecting unpaid parking citations as an exclusive subcontractor of Municipal Collection Services, Inc. MCA has 25 professional employees who have been entrusted to handle the collection needs of over 70 Chicago area municipalities, including 37 of the 42 members of the South Suburban Mayors and Managers Association. When performing under the RMI contract with the Village, the collection recovery rate was approximately 48% since 1996. MCA would receive 35% of all amounts collected, which is 5% less than the standard collection take.

Staff recommends that the Village Board authorize entering into the attached contract with MCA to collect all outstanding parking and municipal violations tickets once the Village has gone thru the hearing and subsequent notification process. The Police Department will continue to manage the process up to the point of sending the unpaid ticket information to MCA. Once the outstanding ticket information is sent to MCA, responsibility will shift to the Finance Department to work with MCA thru receipt and/or write off of the amount due to the Village.

Trustee O'Halloran questioned how long has the Police Department been the collection agency and when did the last collection agencies contract expire?

Village Manager Grimes stated the Police Department has been performing a collection process in-house for at least two or three years. Staff has recommended the outsourcing of unpaid tickets and violations to once again go to a collection agency in order to receive a better collection recovery rate. As of May, 2011 the total of outstanding collectible parking tickets is approximately \$4 Million and the total outstanding collectible municipal violation fines dating back to the mid 1990s is approximately \$1 Million. Even though the likelihood of collecting all outstanding amounts is negligible, the Village will receive 65% of all amounts collected. If just 1/4 of the outstanding amounts were collected, this would be additional revenue to the Village of approximately \$890,000.

I move to approve entering into a one (1) year contract, with the option to renew for four (4) additional one (1) year terms, with Municipal Collections of America, Inc. for the collection of past due parking and municipal violation tickets.

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

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

**Nay:** 0

## **DEVELOPMENT SERVICES AND PLANNING**

### **2011-0428 Main Street Village West - 161st & LaGrange - Settlement Agreement**

Main Street Village West, located at 16202 S. LaGrange Road was approved in 2006. The developer Main Street Village West, Part 1 LLC has since been foreclosed on by the lender, Old Second National Bank (OSNB). The existing development agreement is still valid and runs through June 2013.

In 2009, the Village provided legal notice to both the developer and the bank that the property was not being maintained and failure to maintain would result in Village work orders and liens against the property. Both the developer and Old Second National Bank refused to comply with Village code. Subsequently, the Village took over the maintenance of the project, including removal of illegal dumping, weed and grass control, and repair/paving of potholes in 161st (Ravinia) entrance, and work on the detention ponds - per village code. During this time, Village liens accumulated against the property. Additionally, a hold was also placed on all permit applications for the project. The Letter of Credit (LOC), in the amount of \$241,617.60 was pulled by the Village, for remaining outstanding public improvements not completed.

There are a total of 8 lots (not including Mimi Café and Rock Bottom) with liens

against them. Additionally, the public improvements tied to the LOC still need to be completed and exceed the value of the existing LOC (\$450,000). During the last few months, Village staff has been working with Old Second Bank to resolve all of the outstanding issues in order to allow the hold on permits to be removed. After a series of negotiations, the following settlement agreement resolving claims is being recommended for Village Board approval:

#### Settlement Proposal

- Payment of half of the \$42,512 lien - \$21,256.
- Elimination of the NE Detention Pond - Instead of repairing the existing NE detention pond (along LaGrange Road) as part of the public improvement punchlist, the Village is requesting for the OSNB to fill in the pond, bring to grade/seed and deed the property to the Village of Orland Park. This pond has been an eyesore since construction and will continue to have maintenance problems. Staff had previously discussed this option with the former developer but were unable to get finalized. CBEL has confirmed the elimination of this pond will not adversely impact storm water in this area or development zone. Additionally, MWRD requirements will still be met by the existing pond on the NW side of property. Once Petey's property to the North develops, the additional Village storage requirements can be met within the new development.

The property can be used as part of the Ravinia Road Extension and will allow for a bikepath and sidewalk to connect through and across LaGrange. Additionally, enhanced landscaping and public entry/art could be planned for this gateway in the future.

- Ravinia Avenue Extension - There is a small section of the 161st Street (future Ravinia) that was not completed to the private property line by the former developer. It totals approximately 4500 sq. ft. of missing roadway. OSNB has asked the Village to incorporate this segment into the overall Ravinia Avenue Extension project - which is planned for 2012 (at no cost to them). Given the small area in question and negligible cost - staff recommends approval of this condition.

I move to approve the Agreement by and between the Village of Orland Park, ("Village") and Old Second National Bank, N.A. ("Bank") Resolving Claims Related to the Development of Main Street Village West (16202 S. LaGrange Road).

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

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

**Nay:** 0

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## PARKS, RECREATION & ENVIRONMENTAL INITIATIVES

### 2011-0418 Orland Park Concert Event - The City Lights Orchestra

Assistant Village Manager Ellen Baer reported that on July 3, 2011, the Village will host the inaugural concert event at Centennial Park West in Colette Highlands. The event was made possible through Village funding in the FY11 budget and also through generous sponsors including Mayor McLaughlin, Spaceco, Coopers Hawk Restaurant and Winery and a grant from the City Lights Orchestra.

Rich Daniels and The City Lights Orchestra have been together since 1974, bringing popular American music to events and communities. The orchestra will play from 5:00 p.m. to 7:00 p.m. This is a family event and we are encouraging people to bring their blanket, lawn chairs and a picnic to enjoy popular music of this renowned orchestra.

The Orchestra handles the payment for all the musicians and each year their group offers grants to several communities hosting free events like ours. By receiving the grant, the Village will be able to pay at the Community Service Scale which is about 30% of fair market value for the orchestra.

The Village will pay \$7,510.49 to CITY LIGHTS MUSIC INC. on the day of the event. The grant fund will send the Village a check for \$2,810.49 following the performance to offset the cost.

This item was not reviewed at Committee as the arrangement for the grant was not made clear to staff until last week. It was originally assumed that the Village would simply cut the check in the reduced amount, however because the total up-front payment exceeds \$5,000.00 this item requires Board approval.

I move to approve payment to City Lights Music Inc. an amount not to exceed \$7,510.49 for providing orchestral music at the Inaugural Concert Event at Centennial Park West in Colette Highlands on July 3, 2011.

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

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

**Nay:** 0

## VILLAGE MANAGER'S REPORT

### 2011-0421 Non-Union Pay Increase

There are 59 full time, non-union Village personnel. The Village Board last authorized a 2.0% cost-of-living (COLA) increase in Spring 2009. In the two years since this increase, full time non-union personnel incurred five furlough days in FY

2010, as well as a substantive modification in health benefits provided by the Village. Among the health benefit modifications, the Village changed its health benefit strategy to encourage more consumerism and has priced its employer-provided benefits accordingly. As a result, the Village places emphasis on its health savings program, which encourages the very consumerism that is being emphasized.

As a result of these changes, and in consideration of the 2 years since the last COLA adjustment, staff proposes a 1.5% increase effective May 1, 2011 for non-union staff and June 1, 2011 for executive staff, as well as a \$750 health benefit adjustment payable on or about July 8, 2011. This adjustment will not be added to the salary base, and thus will not factor into future COLA increases.

I move to approve authorizing a 1.5% cost-of-living adjustment for all full-time non-union personnel effective May 1, 2011, and for all executive staff effective June 1, 2011;

and

Approve authorizing a health care adjustment incentive of \$750 per employee within the non-union group to be paid on or about July 8, 2011.

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

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

**Nay:** 0

## BOARD COMMENTS

The Board commented on how happy they are to finally have the inaugural concert scheduled at Centennial Park West in Collette Highlands on July 3, 2011.

## EXECUTIVE SESSION

I move to recess to a Closed Executive Session for the purpose of discussion of a) approval of minutes; b) setting a price for sale or lease of village property; and c) pending litigation against, affecting or on behalf of the village or when found by the board that such action is probable or imminent.

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

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

**Nay:** 0

## RECONVENE BOARD MEETING

The roll was called to reconvene the Regular Meeting and Trustees Fenton,

O'Halloran, Dodge, Schussler, Gira, Griffin Ruzich, and President McLaughlin were present.

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

**ADJOURNMENT - 9:25 PM**

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

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

**Nay:** 0

/nm

APPROVED:

Respectfully Submitted,

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**David P. Maher, Village Clerk**

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**Joseph S. La Margo, Deputy Clerk**