

VILLAGE OF ORLAND PARK

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



Meeting Minutes

Monday, April 5, 2010

7:00 PM

Village Hall

Board of Trustees

Village President Daniel J. McLaughlin

Village Clerk David P. Maher

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

CALL TO ORDER/ROLL CALL

The meeting was called to order at 7:12 PM

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

VILLAGE CLERK'S OFFICE

2010-0032 Approval of the March 15, 2010 Regular Meeting Minutes

The Minutes of the Regular Meeting of March 15, 2010 were previously distributed to the members of the Board of Trustees. President McLaughlin asked if there were any corrections or additions to be made to said Minutes. There being no corrections or additions,

I move to approve the minutes of the Board of Trustees Meeting of March 15, 2010.

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

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

Nay: 0

Abstain: 1 - Trustee Schussler

2010-0160 Scottish Rite Learning Center - Raffle License

The Scottish Rite Learning Center is requesting approval for a license to conduct a raffle on Thursday, April 29, 2010 at their learning center located at 441 9th Avenue, LaGrange, Illinois for the purpose of benefiting their center.

Tickets for this raffle will also be sold in Orland Park.

I move to approve issuing a raffle license to the Scottish Rite Learning Center to sell raffle tickets in Orland Park up until their raffle date of April 29, 2010.

A motion was made by Trustee Brad O'Halloran, seconded by Trustee Edward Schussler, that this matter be APPROVED. The motion CARRIED by the following vote:

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

Nay: 0

PROCLAMATIONS/APPOINTMENTS/PRESENTATIONS**2010-0139 Earth Week - April 18-24, 2010 and Arbor Day - April 30, 2010**

President McLaughlin proclaimed April 18-24, 2010, as Earth Week and April 30, 2010 as Arbor Day in the Village of Orland Park.

This was a Proclamation, NO ACTION was required.

2010-0142 St. Patrick's Day Parade Queen & Court Member- Presentation

President McLaughlin recognized the 2010 Chicago St. Patrick's Day Parade Queen, Orland Park native Kerry Ann Brennan, and Orland Park resident Erin Mulcahy who were named to the Queen's Court.

This matter was a Presentation, NO ACTION was required.

CONSENT AGENDA**Passed the Consent Agenda**

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

Nay: 0

2010-0149 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 March 19, 2010 in the amount of \$828,817.34.

This matter was APPROVED on the Consent Agenda.

2010-0161 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 March 16, 2010 through April 5, 2010 in the amount of \$1,588,989.54.

This matter was APPROVED on the Consent Agenda.

2010-0120 Sportsplex Washing Machine - Purchase

The existing washing machine used at the Sportsplex is nine years old and cannot be repaired for a cost less than \$4,000. Even with repair, the vendor cannot guarantee the washer will not experience additional break-downs and expensive repairs.

Staff is requesting to replace the washer with a new, commercial grade machine. Proposals have gone out to four distributors and the comparison pricing is as follows:

Haiges Machinery - Unimac 35lb. - \$6,809.40
Washburn Machinery - Speed Queen 35lb. - \$7,350.00
Equipment International - Wascomat 30 lb. - \$6,995.00 or
Wascomat 45lb. - \$8,395.00
Laundry Concepts - Continental 35lb. - \$7,170.00

The Unimac and Speed Queen machines are identical. Staff recommends purchasing the Unimac 35lb. washer from Haiges Machinery, Inc. In checking references, both the Unimac brand and Haiges Machinery are most highly recommended.

With the Unimac machine, staff advises the purchase of the optional 8" base at the cost of \$250.00. This base raises the door height to 22 1/2" which is suggested to ensure staff can conveniently load/unload the washer without risk of strain or injury.

The total purchase with delivery and installation would be \$7,584.40. The cost of this purchase would come out of the Equipment account (6045). This expense was not planned or budgeted for, so a budget adjustment to the Equipment account is requested.

I move to approve the purchase of the Unimac 35lb. washing machine and 8" base from Haiges Machinery, Inc. at a cost of \$7,584.40 including delivery and installation; and

Approve a budget adjustment to cover the costs.

This matter was APPROVED on the Consent Agenda.

2010-0121 Centennial Park Aquatic Center - Lifeguard Licensing

In preparation of the upcoming pool season, a license must be purchased for each Centennial Park Aquatic Center (CPAC) lifeguard. These licenses, known as CAP Packs are provided by Starfish Aquatics.

Starfish Aquatics is the agency which certifies our managers, squad leaders and

team leaders to teach and certify our lifeguards. Starfish Aquatics is regarded as the gold standard in the industry and enables the CPAC staff to provide a safe and responsive environment to CPAC patrons.

CAP Packs are \$30 each and are sold in quantities of 12 for \$360.00. The CPAC employs 162 guard staff. To meet this need, 14 packages at \$360 each, totaling \$5,040.00 must be purchased. Staff is requesting approval for purchase.

I move to approve the purchase of CAP Packs (lifeguard licenses) from Starfish Aquatics Institute at a cost not to exceed \$5,040.00.

This matter was APPROVED on the Consent Agenda.

2010-0122 Centennial Park Aquatic Center - Lifeguard Staff Uniforms & Equipment

In preparation for the 2010 pool season, staff is in need of ordering lifeguard uniforms and equipment. Requests for proposals were sought from five potential vendors. Information on comparison pricing was presented to the Committee for review.

In the past, staff has purchased these items through various vendors, accepting the lowest quote for each item. As an alternative, staff is suggesting consideration of fulfilling the entire purchase through an Orland Park retailer, Kiefer Swim Shop. Kiefer is located at 179th and Wolf Road and has proven to be reliable and responsive in past years. Due to the proximity of their local store, Kiefer is willing to deliver all the items ordered at no additional cost. All other vendors who provided quotes added a shipping charge to each order. Kiefer's local shop would be equipped to fill all orders for additional equipment needed this summer without delay.

Kiefer provided the lowest quotes for all but two items this year. Acquiring all equipment through Kiefer will cost \$237.50 more than splitting the purchase among three vendors (less than 3% of the entire order).

The 2010 budget of \$18,000 for lifeguard uniforms and equipment. The total purchase as proposed through Kiefer is \$8,762.50. The total purchase if divided among those vendors with the lowest pricing, using three vendors, is \$8,525.00.

I move to approve accepting the proposal for the purchase of lifeguard uniforms and equipment from Kiefer Swim Shop at a cost of \$8,762.50.

This matter was APPROVED on the Consent Agenda.

2010-0129 Paper Products and Domestic Supplies - Bid Award

Bids were received on March 2, 2010 at 11:00 AM, for unit pricing on paper products and domestic supplies used in Village buildings. Eight bids were received, of which only one bid met the bid requirements.

After review by Village Attorneys, PCS Industries of Tinley Park, IL was selected as the lowest qualified bidder. Staff recommends that PCS Industries of Tinley Park, be awarded the qualified bid, from May 1 - Dec 31, 2010. This vendor has had the contract with the Village for the past three years.

I move to approve accepting PCS Industries as the provider for village paper products and domestic supplies based upon bid pricing, from May 1 - Dec 31, 2010 budget year as stated in the bid specifications.

This matter was APPROVED on the Consent Agenda.

2010-0103 Evergreen View Park - Land Usage

As history for this item, Evergreen Park consists of the following pieces: The required park donation by the developer of this area, McNaughton, was 5.2 acres. There was additional acreage purchased by the Village through the Open Lands program that totaled 13.2 acres. Separately, the adjacent ComEd easement land was dedicated to the Village and consists of 9.6 acres.

The agreement between the Village of Orland Park and the Orland Park Open Lands Corporation indicates that property purchased through Open Lands would be "undeveloped land of ecological significance or natural beauty, high quality natural areas, wetlands, and other areas (whether or not presently undeveloped) with unique or unusual natural qualities..." and the purpose would be "to hold preserve and maintain such land."

Staff received a request from the Chiefs LaCrosse team to provide two soccer/lacrosse fields installed at Evergreen Park. The proposed plan was sent to the homeowner association of Evergreen View to obtain some initial feedback on the concept of activating the park space with the addition of athletic fields.

Subsequently, word was received from the Recreation Advisory Board that there was interest in considering this same area as a possible site for a baseball field. Initially, staff was of the opinion that if the response to activating this area was amenable to the residents, the Village might be able to redesign the concept plan to include provision for both a baseball field and a lacrosse practice field.

The homeowners association sent information and a sketch provided by the Village to their members with their annual mailing and requested feedback by the end of January. Recently word was received from the Homeowners Association President that the results of their survey indicated that among the residents that responded, they are overwhelmingly opposed to a project that would alter the use of the park. Most of the respondents cited their concerns that parking problems and neighborhood disruptions would come with the addition of athletic fields. Many asked for the notification of public meetings should the Village decide to pursue change at this park.

The Homeowners Association Board recommended strongly in their communication to the Village that the project not go forward. Moreover, should the Village desire to advance a project at this site, the active uses in this park would need to be specifically defined given the restrictions on the property acquired as Open Lands.

This information was provided and discussed at the March 2, 2010 Recreation and Parks Advisory Board meeting. The Advisory Board made a motion to recommend to the Recreation Committee advancing further review of the options for athletic field amenities at Evergreen Park.

Since that meeting, Village staff continued to look at the possibilities for incorporating additional athletic fields in this area. The use of Open Lands funds requires that 13.2 acres of this area remain open space. The current active use amenities in the park encompass 3.5 acres. This leaves 1.7 acres of open area between amenities which could be allocated to additional amenities.

A baseball field should be constructed in an area 400 feet by 400 feet, approximately 3 acres. This sizing would allow for dugouts and bleachers as well as the playing area. The construction of a baseball field in this park is not an option with the requirement to keep to the 5.2 acres available.

A LaCrosse field is 1.36 acres in size not including Safety Zone and areas for participants and spectators. To provide a full field and the required additional space, approximately 1.76 acres is required for one Lacrosse Field. The field would fit in this area as the 5.2 acres of park donation. Unfortunately, this area is not suitable for a field in its current state. The Village would need to provide significant regrading and trees would have to be removed to accomplish the construction of a proper field.

There is possibility that the needed 1.7 acres needed for the LaCrosse field could be moved to an area of the park that would be more suitable and that would diminish the need for significant regrading. To do that, consideration would have to be given to the impact of the open space area. By adding an athletic field in another area, the open space would more "surround" the amenities rather than separately sit adjacent to them.

The existing LaCrosse fields are currently located at Eagle Ridge I (game field for the Chiefs high school boys) and Eagle Ridge II (both practice and games for Eagles high school girls) and Cachey Park (practice field for Chiefs). The youth LaCrosse team appears to be in transition at this time and is currently not scheduled on Orland Park fields. Unless the youth LaCrosse team books OP fields, it appears currently there are enough field space/time slots to meet the 2010 season requirements.

I move to approve that no further action be taken in designing athletic field

amenities at Evergreen Park at this time.

This matter was APPROVED on the Consent Agenda.

2010-0133 Centennial Pool Chemicals State - Bid Award

Illinois Parks and Recreation Association has a statewide bidding program that the Village participates in every year for the liquid bulk chlorine used at Centennial Pool. This year the vendor that was chosen is Basic Chemical Solutions. The Village has used them for the past 8 years and has had nothing but great service. Chlorine is priced at \$2.26 Gallon, (this is a reduction from last year \$2.32) and Hydrochloric Acid is \$3.99 gallon.

I move to approve accepting the Illinois Parks and Recreation Association state bid vendor Basic Chemical Solutions for liquid bulk chlorine and hydrochloric acid at a cost not to exceed \$39,700.00.

This matter was APPROVED on the Consent Agenda.

2010-0118 Village of Orland Park Golf Outing

The Village of Orland Park sponsors an annual golf outing to benefit Open Lands of Orland Park and Art in the Park on the third Tuesday in September each year at Silver Lake Country Club. This year's event is scheduled for Tuesday, September 21, 2010.

I move to approve the contract from Silver Lake Country Club for the annual Village of Orland Park golf outing on Tuesday, September 21, 2010 in the amount of \$6,700.00 for course rental fees;

And

Authorize the Village Manager to execute the contract.

This matter was APPROVED on the Consent Agenda.

2010-0130 Disposal of Certain Seized Vehicles at Public Auction - Ordinance

The Police Department requests approval to declare one vehicle, a 2000 Mitsubishi Montero SUV, as excess property and to dispose of at public auction. This vehicle was seized by the department and forfeited to the Village by the Circuit Court of Cook County from a driver who was driving their vehicle while their license was suspended for DUI.

I move to pass Ordinance Number 4556, entitled: ORDINANCE AUTHORIZING DISPOSAL BY PUBLIC AUCTION OF PERSONAL PROPERTY (VEHICLES) OWNED BY THE VILLAGE OF ORLAND PARK, ILLINOIS

This matter was PASSED on the Consent Agenda.

2010-0132 Cook County FFY 2009 Recovery Act Justice Assistance Grant (JAG) Program Award - Resolution

The FFY 09 Recovery Act JAG Award is available through the Cook County Board and administered by the Judicial Advisory Council of Cook County. An application to receive funds for this program will be submitted to the Judicial Advisory Council for processing.

There is a requirement in the application process that the Orland Park Village Board pass a resolution authorizing the application for these funds. The award for this grant is \$69,505.

I move to pass Resolution Number 1003, entitled: A RESOLUTION AUTHORIZING SUBMISSION OF AN APPLICATION FOR AN FFY 2009 Recovery Act - Justice Assistance Grant (JAG) PROGRAM AWARD THROUGH COOK COUNTY

This matter was PASSED on the Consent Agenda.

2010-0131 Cook County FFY 2009 Justice Grant Assistance - Resolution

Cook County Grant FFY 2009 is available through a program known as Justice Assistance Grant which is provided through the Cook County Board and administered through the Judicial Advisory Council of Cook County. An application to receive funds for this program has been submitted to the Judicial Advisory Council of Cook County.

The Judicial Advisory Council of Cook County requires the Board to pass a resolution approving the funds in the amount of \$20,813.00.

I move to pass Resolution Number 1004, entitled: A RESOLUTION AUTHORIZING SUBMISSION OF A GRANT APPLICATION FOR COOK COUNTY FFY 2009 - JUSTICE ASSISTANCE GRANT

This matter was PASSED on the Consent Agenda.

2009-0374 Wolf Point Plaza - Authorizing Development Agreement - Ordinance

On April 6, 2009, the Board approved the Wolf Point Plaza Development. A draft Development Agreement was present to the Board which sets forth terms and conditions for development of Wolf Point Plaza, located at the northeast corner of Wolf Road and 159th Street

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

I move to pass Ordinance Number 4557, entitled: ORDINANCE AUTHORIZING DEVELOPMENT AGREEMENT (WOLF POINT PLAZA - NORTHEAST CORNER OF 159TH STREET AND WOLF ROAD)

This matter was PASSED on the Consent Agenda.

2008-0422 Wolf Point Plaza - Special Use and Rezoning - Ordinance

On April 6, 2009, the Board approved a special use permit with modifications and a rezoning for Wolf Point Plaza, a commercial center consisting of four stand alone retail buildings (each with drive-through windows) and one car dealership on an 18.12 acre parcel of property located at the northeast corner of 159th Street and Wolf Road. On March 15, 2010, the Board approved the plat of subdivision.

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

I move to pass Ordinance Number 4558, entitled: AN ORDINANCE GRANTING A SPECIAL USE PERMIT FOR PLANNED DEVELOPMENT AND REZONING OF THE PROPERTY (WOLF POINT PLAZA - NORTHEAST CORNER OF 159TH STREET AND WOLF ROAD)

This matter was PASSED on the Consent Agenda.

2009-0447 Orland Park Medical Center - Special Use Amendment, Site Plan, Elevations

The petitioner proposes to construct and operate a medical facility with a drive through in an existing remodeled and expanded building located along 151st Street on Orland Square Drive. The drive through will be used by patients seeking medical attention. Traditional walk-in medical offices will be available as well. The parcel is a part of the Orland Square Mall Planned Development.

I move to approve the Site Plan, Elevations and an amended Special Use Permit for a planned development with modifications as recommended for approval at the March 22, 2010 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, Renovation of the Existing Building and New Addition Orland Park Medical Center" by H & L Architects Inc, sheet A-1, dated 7/31/09, revised 3/22/10 subject to the following conditions:

1. Submit a Final Landscape Plan, meeting all Village Codes, for separate review and approval within 60 days of final engineering approval. Preserve all existing trees in the landscape buffers around the site and protect during construction, except for those requiring removal for the parking re-grade. Any trees removed as a result of construction that exceed 4" in diameter must be identified and mitigated per Land Development Code section 6-305.1.
2. Meet all final engineering and building code related items.

And

I move to approve the elevations titled "Elevations, Renovation of the Existing

Building and New Addition Orland Park Medical Center” by H & L Architects sheet A-3, dated 7/31/09, revised 3/22/10, subject to the following conditions:
1. Screen all mechanical equipment either at grade level with landscaping or hidden behind the roofline.

And

I move to approve an amended Special Use Permit for the Planned Development for Orland Square Mall with modifications that include a drive through located between the building and the street. This approval is subject to the same conditions as outlined in the preliminary site plan motion.

This matter was APPROVED on the Consent Agenda.

2010-0137 Joint Marketing - Resolution

Throughout the past year, Mayor McLaughlin and Mayor Zabrocki, along with Village staff, have been meeting with the various automobile dealerships. The purpose of these meetings has been to encourage dialogue and open communication between the dealerships and the Villages, as we attempt to navigate these difficult economic times.

As a result of these discussions, all parties agree, given the current economy, now is the time to reactivate and reenergize the joint Orland-Tinley Automobile Dealership Association. This Association was previously created to market the 159th Street Auto Corridor and the various franchises located in both communities. Please note that while the majority of the dealerships are located along 159th Street, the association does also include Terry’s Lincoln Mercury and Bettenhausen Dodge.

The local automobile dealers are an important economic generator for both communities, providing significant sales and tax revenues and over 1200 jobs. They support our local schools, special events and charitable organizations. Based upon this significant economic impact, it is important to maintain and foster a strong dealership industry in both communities. As such, it is recommended that both Orland and Tinley provide limited financial support to the Orland-Tinley Automobile Dealership Association. Based upon discussions, both communities would agree to provide up to \$25,000 in matching funds to assist the Association with local and regional marketing. The terms of the agreement would require participation from all of the new car dealerships, including payment of a total of \$50,000 into the Association’s marketing budget. The Villages will provide additional marketing expertise for the campaign and will continue to attend association meetings to maintain an open dialogue.

Once the matching funds have been provided by the Association, a formal budget amendment will be brought forward for final Village Board approval.

I move to pass Resolution Number 1005, entitled: A RESOLUTION SUPPORTING THE VILLAGE OF ORLAND PARK'S JOINT MARKETING EFFORT WITH THE VILLAGE OF TINLEY PARK TO EDUCATE OUR RESIDENTS ON THE IMPORTANCE OF PURCHASING VEHICLES LOCALLY AND PROMOTING THE ORLAND-TINLEY AREA AS THE LARGEST VEHICLE DEALERSHIP ASSOCIATION IN THE REGION.

This matter was PASSED on the Consent Agenda.

2010-0001 Orland Park Nissan - Special Use Amendment

I move to approve the special use amendment and the site plan and elevation drawings for Orland Park Nissan as indicated in the attached fully referenced motion.

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

I move to approve the site plan titled "Preliminary Site Plan Service Addition to Orland Park Nissan", prepared by E. Anthony, Inc., dated 11/18/09, project number 29-009, sheet number C1.0, and the elevations titled "Proposed Second Floor Plan and Exterior Elevations Service Addition to Orland Park Nissan", prepared by the same, dated the same, sheet number A2.0, subject to the following conditions:

1. That a no parking sign should be placed 50 feet north of the intersection with 159th Street on each side of 86th Avenue to rectify any line of sight and maneuverability challenges associated with parking near the intersection;
2. That all new rooftop equipment, or rooftop equipment that is impacted by the project be screened from the public-right-of-way and neighboring properties;
3. That all building code requirements are met;

and

I move to approve an amendment to the Special Use Ordinance (1787) for Orland Park Nissan subject to the same conditions.

This matter was APPROVED on the Consent Agenda.

2009-0529 Orland Medical Realty - Special Use and Rezoning

The petitioner is proposing to rezone property currently zoned E-1 Estate Residential to ORI Mixed Use District and to establish a special use for a Planned Development that will rehabilitate two existing buildings, build a new second story on an existing building, and construct a third new office building and detention facilities for the site.

The petitioner proposes new façades for Buildings A and B and a new 8,780

square foot second floor for Building B. Along with these changes, the petitioner proposes to construct a new 16,161 square foot office building-Building C-west of the existing buildings and a 6,500 square foot detention area. Building C will also have a basement, which the petitioner has clarified as the storage or archive center of the building.

The site is adding 24,941 square feet in additional building space for a total of 39,983 square feet of office space.

I move to approve the rezoning to ORI Mixed Use District, the special use permit for a planned development, the modifications for bufferyard and detention pond setbacks, and the site plan and elevation drawings for the project titled Orland Medical Realty as indicated in the attached fully referenced motion.

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

I move to approve the site plan for 16555 S 108th Avenue titled "Office Buildings Proposed Site Plan", prepared by Nafe Architects Ltd., dated 8-26-09, last revised 1-15-10, sheet number A-105, project number 92-09, and the elevations titled "Office Buildings Existing Building - A and Proposed, Existing Building - B and Proposed, and Proposed Building - C", prepared by the same, dated 8-26-09, last revised 1-13-10, sheet numbers A-109, A-114, and A-126 respectively, subject to the following conditions:

1. That an erosion control system be established when construction begins for this development;
2. That all new rooftop equipment, or rooftop equipment that are impacted by this project must be screened from the public right-of-way and neighboring properties;
3. That a left turn lane is established on southbound 108th Avenue for the south ingress/egress drive-way, and a right-in/ right-out ingress/egress drive-way is established for the north drive-way.
4. That an additional handicap parking space is added to the site plan near the main entrance of Building C.

And

I move to approve the rezoning of 16555 S 108th Avenue from E-1 Estate Residential to ORI Mixed Use District subject to the above conditions;

And

I move to approve the special use permit for a planned development for 16555 S 108th Avenue subject to the above conditions;

And

I move to approve the special use modification to reduce the north landscape bufferyard, Type D, from 30 feet to 5 feet in the area directly north of Building B and from 30 feet to 12 feet along the remaining northern property line and to reduce the south landscape bufferyard, Type D, from 30 feet to 12 feet along the southern property line;

And

I move to approve the special use modification to reduce the north detention pond setback from 25 feet to 18 feet, the south detention pond setback from 25 feet to 18 feet, and the west detention pond setback from 25 feet to 22 feet.

This matter was APPROVED on the Consent Agenda.

DEVELOPMENT SERVICES AND PLANNING

2010-0045 Electronic Sign - Discussion

Trustee Dodge reported that this item was discussed at the November 23, 2009 Development Services and Planning Committee meeting, prompted by a request from a bank. At the request of the Development Services and Planning Committee, additional information was provided at the February 22, 2010 Committee in a summary of other sign ordinances as seen below. The Committee direction at that time was to create a draft ordinance for further consideration and that is also included below. On March 22, 2010 the Development Services and Planning Committee discussed the draft ordinance and directed staff to evaluate the energy use differential between LED lights used in electronic signs and fluorescent lighting typically used in monument signs. Since that meeting, an engineer from Kieffer Signs was contacted and he offered a comparison of costs and found that the fluorescent costs were about 20% more for a comparable sign. The Development Services and Planning Committee voted to refer this item to the Village Board for further discussion and staff direction.

SUMMARY OF OTHER ORDINANCES:

Purpose. The purpose of an electronic sign as requested was to avoid the manual changing of the message board. This would allow someone to change a message electronically from within the building versus going outside to the sign and manually changing letters on the message board. Electronic signs are designed to provide many more features such as constantly changing messages, moving figures, scrolling, changes in color and brightness, etc. One of the main issues is enforcement of the limited use of an electronic sign's functions to conform to a municipality's codes. Another issue is the potential impact on everyone else who has invested in conforming signs over the years and the perception that they may be placed at a disadvantage, possibly pressuring them to spend more money on new signs that have electronic capabilities.

That being said, following are some of the issues and how other communities have tried to address them:

Amount of Time Between Messages. The amount of time between message changes varied dramatically from ordinance to ordinance but generally ranged from every 10 seconds to every 24 hours. Small amounts of time between messages can be distracting to motorists and can be visually unappealing. On the other hand, the 24-hour spacing was considered to be comparable to the manual signs in avoiding distractions and was avoiding creation of an unfair advantage over a manual sign.

Message Transition. The Village's code now prohibits flashing, movement, etc. as do most other sign ordinances. The way this was typically addressed in other codes was to require the message change to be instant and static----no fading or other distracting features. A default mechanism was sometimes required to freeze the sign in one position if a malfunction occurs. Other codes also restricted the message to letters and numbers only---no illustrations, colors, increased brightness or other distracting items.

Message Size and Length. The message board size standards for manual copy are often applied to electronic messages. In Orland Park, this is generally a maximum of 25% of the sign face area. Other codes typically restricted the message length and a reasonable limit seemed to be no more than three lines of text. This avoids increased distraction to people trying to read a lot of copy.

Message Appearance. Other codes generally regulated brightness and overall appearance of the message. Some required a black background to maintain a more understated and classic look. Others limited the lettering color to white or yellow only. Maximum brightness levels were usually applied.

Enforcement. There was a big concern with people taking advantage of their electronic sign technology and going beyond the code limits, particularly on weekends. There was also concern about continuous pressure to further amend the ordinance to allow more use of the electronic capabilities. Monitoring of electronic signs was often portrayed as complaint-based and as seen by staff out in the field. One enforcement approach that seemed appropriate was this: Two violations within a 12-month period will result in a 30-day suspension from using the electronic sign. Every additional violation within the 12-month period will result in an additional 30-day suspension of electronic sign use. Fines and citations would also apply.

DRAFT ORDINANCE:

Land Development Code

Section 6-307 Signs

C. Permit Requirements.

4. Electronic message boards shall be governed by the following: Two violations within a twelve (12) - month period will result in a thirty (30) - day suspension from using the electronic sign. Every additional violation within the twelve (12)-month period will result in an additional thirty (30)-day suspension of electronic sign use. A citation will be issued for the first violation, followed by a fine of \$500 for each subsequent offense within the twelve (12) - month period.

M. Prohibited Signs. 4. “.....blinking or flashing signs, electronic signs except time, temperature, date and message board portion of conforming monument signs, interior electronic signs within ten (10) feet of an exterior window, signs which exhibit changing....”

P. Signs Permitted in Commercial/Office Districts-Sign District #2.

1. Freestanding Identification Signs.

a. All areas except for 159th Street (between 71st Court and 94th Avenue)

6. Message boards shall befor office buildings. The message board portion of a conforming monument sign is permitted to be electronic subject to the following regulations: Messages cannot be changed more frequently than once every 24 (twenty four) hours. The message change must be instantaneous-no fading, flashing, or running script. A default mechanism is required to freeze the sign in one position if a malfunction occurs. The message may consist of letters and numbers only-no illustrations. The maximum number of lines for copy is 3 (three). Background is required to be black and copy may be white or yellow only. The brightness of the EMC sign shall not exceed a maximum illumination of one thousand (1000) NITS during daylight hours and a maximum illumination of three hundred and fifty (350) NITS between sunset and sunrise as measured at the sign's face. EMC signs shall be equipped with a photocell that automatically adjusts the illuminative brightness of the display according to this schedule. (See Section 6-307 C. 4 for regulations of electronic message board code violations.)

b. All areas along 159th Street (between 71st Court and 94th Avenue)

6. Message boards shall befor office buildings. The message board portion of a conforming monument sign is permitted to be electronic subject to the following regulations: Messages cannot be changed more frequently than once every 24 (twenty four) hours. The message change must be instantaneous-no fading, flashing, or running script. A default mechanism is required to freeze the sign in one position if a malfunction occurs. The message may consist of letters and numbers only-no illustrations. The maximum number of lines for copy is 3 (three). Background is required to be black and copy may be white or yellow only. The brightness of the EMC sign shall not exceed a maximum illumination of one thousand (1000) NITS during daylight hours and a maximum illumination of three hundred and fifty (350) NITS between sunset and sunrise as

measured at the sign's face. EMC signs shall be equipped with a photocell that automatically adjusts the illuminative brightness of the display according to this schedule. (See Section 6-307 C. 4 for regulations of electronic message board code violations.)

R. Signs Permitted for Automobile Dealers and Automobile Service Stations-Sign District #4.

2. Freestanding Identification Signs.

a. All areas except for 159th Street (between 71st Court and 94th Avenue):

5. Message boards shall be allowed on up to 25% of the sign face. The message board portion of a conforming monument sign is permitted to be electronic subject to the following regulations: Messages cannot be changed more frequently than once every 24 (twenty four) hours. The message change must be instantaneous-no fading, flashing, or running script. A default mechanism is required to freeze the sign in one position if a malfunction occurs. The message may consist of letters and numbers only-no illustrations. The maximum number of lines for copy is 3 (three). Background is required to be black and copy may be white or yellow only. The brightness of the EMC sign shall not exceed a maximum illumination of one thousand (1000) NITS during daylight hours and a maximum illumination of three hundred and fifty (350) NITS between sunset and sunrise as measured at the sign's face. EMC signs shall be equipped with a photocell that automatically adjusts the illuminative brightness of the display according to this schedule. (See Section 6-307 C. 4 for regulations of electronic message board code violations.)

b. All areas along 159th Street (between 71st Court and 94th Avenue):

5. Message boards shall be allowed on up to 25% of the sign face. The message board portion of a conforming monument sign is permitted to be electronic subject to the following regulations: Messages cannot be changed more frequently than once every 24 (twenty four) hours. The message change must be instantaneous-no fading, flashing, or running script. A default mechanism is required to freeze the sign in one position if a malfunction occurs. The message may consist of letters and numbers only-no illustrations. The maximum number of lines for copy is 3 (three). Background is required to be black and copy may be white or yellow only. The brightness of the EMC sign shall not exceed a maximum illumination of one thousand (1000) NITS during daylight hours and a maximum illumination of three hundred and fifty (350) NITS between sunset and sunrise as measured at the sign's face. EMC signs shall be equipped with a photocell that automatically adjusts the illuminative brightness of the display according to this schedule. (See Section 6-307 C. 4 for regulations of electronic message board code violations.)

Director of Planning Bob Sullivan stated that a copy of the summary of ordinances was sent to the Chamber of Commerce for review. In response, a letter was sent from Chamber member John Marcquenski of Mission Signs requesting that the

Village allow full color video and increase the size of the message portion to 50% of the sign. He also expressed concern with the ability to enforce proposed sign restrictions.

It should also be noted that any changes to the sign section of the Land Development Code will have to be brought through the public hearing process.

President McLaughlin stated that this will be a Board decision to make any change in the Village's sign ordinance. This is only before the Board tonight for discussion and there will not be any vote tonight on this item.

President McLaughlin noted that the Village has had a strong sign ordinance for many years that makes The Village of Orland Park the type of community that it is. He has vision of how Western Avenue, Ogden Avenue, and parts of Cicero Avenue are (not that those are bad areas) they did what they wanted to do, but he believes this is not for Orland Park.

Trustee O'Halloran stated that he did not believe this proposal would be harmful, especially when it gives businesses in town the ability to compete. He also did not agree with a policy that will not take a look at anything new being proposed.

Village Manager Grimes stated that no action is being requested tonight, what is being requested is staff direction. He further explained that the process would be that if the Board is amenable to further discussion and evaluating of electronic signs in the Village, then staff would enter into a more formalized process. That would mean a public hearing would be required and this would go back to the committees. Anytime between now and a final action by the Board this item could be terminated.

President McLaughlin took a consensus of the Board if staff should proceed with a formalized process to bring this before the Plan Commission and then to the Committees.

Trustee Fenton – No
Trustee O'Halloran – Yes
Trustee Murphy – No
Trustee Dodge – Yes
Trustee Schussler – No
Trustee Gira – No

President McLaughlin stated this will not proceed.

This matter was for discussion only, NO ACTION was taken.

2009-0288 General Policy for Co-Locating Wireless Communication Facilities (WCF) on Village-Owned Property - Discussion Only

Trustee Dodge reported that this item is being brought before the full Board as an informational item only. Staff will report on issues that have been encountered, for example, on additional arrays and towers on top of the water towers and the implications on what that means for the Village as well as how staff would go about doing this.

Director of Planning Bob Sullivan reported in February 2010, the Village Board approved the General Policy for Wireless Communications Facilities on Village-Owned Property (General WCF Policy). This is a follow up to that policy recommendation, which had provisions for co-locating multiple carriers on a Village water tower.

Stage One

The first co-location on a water tower is considered a Stage 1 co-location. One provider array is mounted on the top of the water tower with governmental equipment (e.g. Police, Fire District, Public Works antennae) located on top.

Stage Two

When another carrier seeks to co-locate on a water tower with an existing Stage 1 co-location, the second array will be mounted over the existing array with a monopole. The governmental equipment is located at the top of the two arrays.

Two limitations will control the height of the Stage 2 co-location. The first limitation is Land Development Code Section 6-311.G, which includes a provision that limits monopole extensions up to 50 feet above the existing structure. The second limitation is the governmental equipment present on almost all towers. The Stage 2 co-location, with the governmental equipment included, cannot exceed the 50 foot height restriction. Thus the necessary and present governmental equipment limits the overall height and number of arrays private carriers can place on water towers. In more cases than not, the number of arrays will be limited to two (2) vertical co-locations.

Stage Three (Potential)

When a third (or even a fourth) carrier seeks to co-locate on a water tower, it is considered a Stage 3 co-location. The third co-location stage on the concept plan indicates the potential for two additional arrays mounted on a "crown" that surrounds the first two stages. A Stage 3 "crown" system is the lowest potential co-location on a Village-owned water tower (assuming a Stage 4 is not present, see below). The crown system would be similar to other railing systems used on water towers for painting or maintenance. However, in this case the crown would be engineered to accommodate antennae. Carriers would know that they would have to use compatible technologies to avoid destructive or other frequency interference.

With the crown system there may not be enough room for cables to run inside the shaft and stem of the water tower, since the previous two stages will already have cabling running the length of the shaft/ stem. The cabling cannot impede normal tower operations (e.g. maintenance crew access etc.).

As a result, a Stage 3 co-location may potentially install its associated cabling on the exterior surface of the water tower. Such a cable-run would be screened by an external chaise system. Depending on the number of co-locations on the crown, there may be up to two (2) cable-runs on either side of a tower or a single large run with chaise system screening. Such runs would be visible from the location of the arrays down to the ground. The water tower is not the same type of tower present in Orland Park; however it offers a good idea about how a chaise screening system interacts with the smooth surfaces and curvatures of the towers.

Stage Four (Consideration)

At the Development Services and Planning Committee of Trustees March 22, 2010 meeting, the concept plan demonstrated three stages for co-locating wireless communication equipment. This was considered the maximum amount of arrays that could be installed on a water tower. When the Committee reviewed the previous report, the concept plan depicted arrays on the water tower stem as prohibited.

The updated concept plan attached to this report is modified to reflect what a Stage 4 co-location could look like. A Stage 4 co-location is an array mounted on the stem of the water tower, near the collar under the bulb. A Stage 4 co-location could include a number of co-locations on the stem. Attachments to this report include a photograph of a water tower from another community that allows stem co-locations. Up to five or six arrays could be mounted up and down the stem.

The current concept plan, however, shows a single Stage 4 co-location and where it could potentially be installed on a water tower, assuming it meets the criteria established in the General WCF Policy. Currently the water tower at 14593 S. 88th Avenue, Number 4, has what can be considered a Stage 1 array on top. Clearwire is currently proposing a Stage 4 co-location for that tower despite the lack of Stage 2 and 3 systems. Thus Stage 4 can be proposed at any time.

Some concerns regarding Stage 4 projects include:

1. Concerns about the appearance of the tower;
2. An increase in the number of water tower penetrations on the stem and along the structure;
3. The number and type of antennas around the array;
4. The creation of a precedent for additional stem co-locations;
5. Additional cabling in the shaft or exterior of the water tower;

Based on these concerns, staff does not recommend changing the current policy of prohibiting Stage 4 stem installations.

Water Tower Principle Function/ Planning and Review

Including the above mentioned stages on the concept plan does not mean that they will occur. Water tower co-locations are subject to the General WCF Policy and the spatial constraints and physical characteristics of each individual water tower. Providers will be responsible for the cost of temporarily disabling and/or removing their wireless communication systems and arrays for the purpose of water tower maintenance, which may include, but is not limited to, painting, cleaning and structural repair.

Providers will be required to provide the ability for the Village to interrupt power service in lieu of detrimental impacts to the water tower's functional and structural integrity.

Trustee Murphy asked if this has been discussed with Public Works.

Director of Public Works Ed Wilmes stated that this issue has been discussed at length with Public Works. There have been numerous requests for antennae installation both from municipal operations as well as co-locations. It is important for staff to know what the Boards expectations are with what you would like the water towers throughout the Village to look like.

Director Wilmes stated that it is generally believed that the water towers function is for water storage and water pressurization. It has also been recognized that this could be a great revenue source and it provides opportunities for the Village to enhance communication.

Director Wilmes stated that it is preferred the insulation of the devices minimize the amount of penetrations that minimize the amount of weldments on the towers. The crown actually works well, but staff has been told that some of the technology requires vertical separation in addition to horizontal separation. Despite the fact that the Village may have a crown arrangement, the Village may still require some vertical separations to stack antennas. The goal is to design the antennas in, instead of adding them on. Once you begin to add weldments to the tower it is required to go in and do visual inspections and paint coating treatments and several other things.

President McLaughlin stated that everything he has read above makes sense. He questioned if this should be brought back to the Board in the form of a water tower policy.

Director Wilmes stated that would be his recommendation so that there would be a formal policy that could be followed in future contracts.

Further discussion took place and it was agreed that this item should be brought back to the Public Works and Engineering Committee.

I move to approve that this item be brought before the Public Works and Engineering Committee.

A motion was made by Trustee James Dodge, Jr., seconded by Trustee Edward Schussler, that this matter be REFERRED to the Public Works and Engineering Committee. The motion CARRIED by the following vote:

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

Nay: 0

VILLAGE MANAGER'S REPORT

2010-0157 Opposing the Reduction of Local Government Distributive Fund - Resolution

President McLaughlin stated with the revenue decline, coupled with the hundreds of unfunded mandates imposed upon local government by the State, has already had a very significant impact on our local operating budget.

Out of concern for the discussion in the State Legislature regarding a possible reduction in the Local Government Distributive Fund (LGDF), the Orland Park Village Board is passing a resolution requesting every Senator and Representative to reject this diminution of desperately needed revenue due to municipalities.

I move to pass Resolution Number 1006, entitled: A RESOLUTION OPPOSING REDUCTION OF LOCAL GOVERNMENT DISTRIBUTIVE FUND

A motion was made by Trustee Brad O'Halloran, seconded by Trustee Kathleen Fenton, that this matter be PASSED. The motion CARRIED by the following vote:

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

Nay: 0

NON-SCHEDULED CITIZENS & VISITORS

Terrence Camodeca spoke before the Board regarding Adopt-A-Highway.

Arnold Gacki - 18228 Hidden Valley Cove - spoke before the Board regarding his opinion against the Electronic Signs. He also questioned when the sign in the front of his subdivision will be removed. President McLaughlin stated that Village Manager Grimes will take care of this issue.

BOARD COMMENTS

TRUSTEE GIRA - Reminded everyone that the Village will have the first ever Green Vendor Fair on April 24, 2010. There will be speakers on water conservation, energy, etc. Electronics' will be collected at the Public Works garage.

Also on April 24, 2010 there will be a Health Fair at the Sportsplex.

TRUSTEE SCHUSSLER - April 24th will be a big day in Orland Park. The Orland Grasslands group will be having Earth Day out in the Grasslands.

TRUSTEE DODGE AND TRUSTEE MURPHY - Support that the State rejects any attempt to reduce the municipal share of the Local Government Distributive Fund (LGDF). Trustee Murphy asked for phone calls to be made to representatives and senators in support of this rejection by the public.

TRUSTEE O'HALLORAN - He realizes that Trustee Fenton takes care of the Garden Contest which has turned into the Garden Walk. He suggested there be a bird house contest also. This could tie into the Garden Contest and instead of having a bench contest or cows; this may be a good alternative.

Trustee Fenton stated there still is time for something like this to be incorporated this year into the program.

TRUSTEE FENTON - Reported that June 4th is the first Farmers Market and all the vendor spaces have been sold. This year many vendors had to be turned away, so staff is researching how to accommodate more vendors in the future.

Trustee Fenton congratulated Media & Special Events Coordinator Patty Vlazny for the good job she did with the Vienna Waltz concert. This event was very successful and a profit was made. There are plans to have more concerts of this type in the future.

PRESIDENT McLAUGHLIN - Clerk Maher has reported to me that Orland Park is currently rated #6 overall in the Nation, with the highest return rate of census forms.

President McLaughlin asked if the newspapers could write an article stating that the Village of Orland Park Board is strongly encouraging the residences of the Village to fill out their census forms and mail them back before May 1, 2010.

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.

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

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

Nay: 0

RECONVENE BOARD MEETING

The roll was called to reconvene the Regular Meeting and Trustees Fenton, Murphy, O'Halloran, Dodge, Schussler, Gira, and President McLaughlin were present.

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

ADJOURNMENT

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

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

Nay: 0

/nm

APPROVED:

Respectfully Submitted,

David P. Maher, Village Clerk