

VILLAGE OF ORLAND PARK

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



Meeting Minutes

Monday, January 28, 2019

5:00 PM

SPECIAL MEETING

Village Hall

Board of Trustees

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

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

CALL TO ORDER/ROLL CALL

The meeting was called to order at 5:10 PM.

On January 21, 2019 the Board Meeting was adjourned after the consent agenda due to an active incident occurring at the Orland Square Mall. All remaining items after the consent agenda were postponed to tonight's Special Meeting.

Present: 5 - Trustee Fenton, Trustee Dodge, Trustee Griffin Ruzich, Trustee Calandriello and Village President Pekau

Absent: 2 - Trustee Gira and Trustee Carroll

PUBLIC SAFETY**2019-0058 Amending Title 6, Chapter 2, of the Orland Park Village Code (Small Unmanned Aircraft) - Ordinance**

The Police Department is seeking to repeal Title 6, Chapter 2, Section 6-2-2-13 of the Orland Park Village Code, Small Unmanned Aircraft, in that Illinois Public Act 100-735 amending the Illinois Aeronautics Act became effective August 3, 2018, which the Public Act provides in part: "No unit of local government (home rule and non-home rule), may enact an ordinance or resolution to regulate unmanned aircraft systems."

I move to pass Ordinance Number 5377, entitled: TITLE 6, CHAPTER 2, OF THE ORLAND PARK VILLAGE CODE BY REPEALING SECTION 6-2-2-13 (SMALL UNMANNED AIRCRAFT)

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

Aye: 5 - Trustee Fenton, Trustee Dodge, Trustee Griffin Ruzich, Trustee Calandriello, and Village President Pekau

Nay: 0

Absent: 2 - Trustee Gira and Trustee Carroll

ROLL CALL

Trustee Carroll arrived at 5:10 PM.

Present: 6 - Trustee Fenton, Trustee Dodge, Trustee Griffin Ruzich, Trustee Calandriello, Trustee Carroll and Village President Pekau

Absent: 1 - Trustee Gira

DEVELOPMENT SERVICES, PLANNING AND ENGINEERING**2019-0040 2019 - Approval of Special Event for the Stellwagen Farm**

The Village has received a request from Betty Stellwagen, to use the Stellwagen

Farm for a private family wedding. Currently, the Village does not lease out the farm as a special event location, as there are no public facilities or parking. However, given the close partnership between the Village and the Stellwagen family, an exception to this policy could be made by the Village Board. The family would still need to apply for a special event permit and comply with all requirements, including indemnification/insurance, tent/accessory codes, and payment of event-related fees.

The Stellwagen Family Farm Foundation supports the use of the farm for this one-time private event.

I move to approve a special event permit for the Stellwagen family farm for June 29, 2019 for use by Betty Stellwagen Maue, provided all special event requirements are met.

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: 6 - Trustee Fenton, Trustee Dodge, Trustee Griffin Ruzich, Trustee Calandriello, Trustee Carroll, and Village President Pekau

Nay: 0

Absent: 1 - Trustee Gira

2018-0811 Village Center Site Improvements

The purpose of this petition is to review and document changes to the Orland Park Village Center as they relate to Village Center parking lots, pedestrian circulation, landscaping and Village Hall green roofs.

The Orland Park Village Center campus ("Village Center"), which includes the Fredrick T. Owens Village Hall, William R. Vogel Civic Center, the Franklin E. Loebe Recreation Center and the Ara Pace Veteran's Memorial, were landmarked in 2008 as local Orland Park Landmarks (see Section 5-110 "Local Register of Significant Places"). The Village Center was landmarked according to the criteria of Section 5-110.C.1 of the Land Development Code, which is similar to the criteria of the US Secretary of the Interior's for the National Register of Historic Places.

Section 6-209.G "Review Process for Certificate of Appropriateness" outlines the review process for landmarked sites located in the Village. Accordingly, the site improvements outlined in this petition, which include the updates to the Village Center parking lots, an updated Village Hall entry plaza, improvements to campus-wide pedestrian circulation, the installation of two (2) green roofs at Village Hall and the creation of a Village Center master landscape plan, are considered minor changes to a landmark and require Village Board of Trustee approval of a Certificate of Appropriateness ("COA"). Additionally, Board review is required for a

modification to the original Special Use Permit for a Planned Development of the Village Center campus.

I move to approve the Certificate of Appropriateness and the Amendment to the Special Use Permit with Modifications for the Village Center Site Improvement project located at 14700 Ravinia Avenue as recommended at the January 10, 2019, Plan Commission meeting and as indicated in the below fully referenced motion.

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

I move to approve the Village Board the Certificate of Appropriateness for Orland Park Village Center Site Improvements, as shown on "Proposed Improvements Village Hall North Parking Lot Concept Plan", prepared by Strand Associates, dated 01/15/19, sheets 1-5; the conceptual landscape plan titled "Village Center Conceptual Landscape Plan", dated 12/01/2018; and the preliminary plan titled "Village Hall Plaza Renovation", drawn by StudioGC, dated 12/26/18 subject to the following conditions:

- 1) Meet all Building and Engineering related items;
- 2) Provide additional landscaping throughout the Village Center campus to offset the reduced parking lot screening requirements;
- 3) Meet all Section 5-110 Landmark Designation requirements per the Secretary of the Interior's Standards.

And

I move to approve an Amendment to the Special Use Permit for a Planned Development to allow for changes to the Village Center site plan and landscape plan, including approval of the following modification from the Village of Orland Park Land Development Code:

- 1) A modification from Section 6-305.D.6.a.1 to allow an approximately three (3) foot wide landscape screening area versus the required ten (10) foot wide area.

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

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

Nay: 0

Absent: 1 - Trustee Gira

ROLL CALL

Trustee Gira arrived at 5:15 PM.

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

2019-0067 Fee For Work Without a Permit - Discussion Only

President Pekau stated that his Office requested this item to be placed on the Board agenda for discussion after receiving a complaint from a contractor who was assessed a \$750 fee for doing work without a permit.

Assistant Village Manager Karie Friling stated that the Village code was amended by the Village Board on January 1, 2018 and now assesses a \$750 fee for work being done without the proper permits. This code change was adopted as a result of a review of all Village permit fees towards the end of the FY2017, in conjunction with the development of the FY2018 budget. This fee is in addition to doubling the regular permit fee.

This fee was added to penalize those who attempt to ignore the code, as opposed to raising regular permit fees across the board for everyone who complies. This Village Board unanimously approved amending the code, by charging \$750 for contractors and \$150 for homeowners who are caught doing work without a permit.

The rationale behind the two different fees is that some homeowners may not know when a permit is required or not; but a reputable contractor would know and common practice is that if they are unaware, they should contact the Village to inquire. All of the Village's codes are available on our website. Additionally, many times not only does the contractor not get the permit, but they are also not licensed/bonded with the Village. The following are the results of the first year of enforcement:

Total # of permits assessed fee - 84
52 Contractors (\$750) - 9 were repeat offenders
32 Homeowners (\$150)

Total # of all permits issued as of 12/28/18 - 3,941

Total # of permits that complied with getting permit - 3,857

Compliance - 97.87%

Total # of licensed contractors - 222

Total revenue received - \$43,800

Trustees Ruzich, Dodge, Carroll and President Pekau had questions/comments. (refer to audio file)

Assistant Village Manager Friling answered their questions. (refer to audio file)

This item was for discussion only, NO ACTION was required.

MAYOR'S REPORT

2019-0052 Amend Title 7 Chapter 4 - Number of Class D Liquor License - Ordinance

Increase number of Class D liquor licenses from Three (3) to Four (4) for Peace Marketplace LTD. located at 9919 West 143rd Place, Orland Park, IL 60462.

I move to pass Ordinance Number 5378, entitled: AN ORDINANCE AMENDING TITLE 7, CHAPTER 4 OF THE ORLAND PARK MUNICIPAL CODE, REGARDING THE AVAILABLE NUMBER OF CLASS D LIQUOR LICENSES ISSUED BY THE VILLAGE OF ORLAND PARK, COOK AND WILL COUNTIES, ILLINOIS

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

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

Nay: 0

2019-0074 Elected Official Issues - Discussion Only

President Pekau responded to accusations made towards him. (refer to audio file)

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

This item was for discussion only, NO ACTION was required.

2019-0075 Model Ethics Ordinance - Discussion Only

Trustee Ruzich requested that both Ethics Ordinances on tonight's agenda be discussed together. (refer to audio file)

President Pekau commented. (refer to audio)

Currently, there are two model ordinances. One is from the Illinois Municipal League (IML) and one is from the Attorney General that was developed several years later. The Village has already adopted the one from the Illinois Municipal League. Attached in Legistar is the model ethics ordinance for municipalities from the Illinois Attorney General's office that expands on the one from the IML and adds a methodology for filing and addressing complaints.

Trustee Ruzich commented. (refer to audio file)

This item was for discussion only, NO ACTION was required.

OFFICIALS

2019-0077 Village of Orland Park - Ethical Standards of Conduct Ordinance – Discussion Only

After further discussion with Village Attorneys, a new legislative file and proposed Ethics Ordinance has been created to address question that were discussed at the January 7th Board of Trustees meeting.

Trustees Ruzich, Carroll, Dodge, Calandriello, Fenton, Gira and President Pekau commented/question. (refer to audio file)

Village Attorney E. Kenneth Friker commented. (refer to audio file)

This item was for discussion only, NO ACTION was required.

NON-SCHEDULED CITIZENS & VISITORS

Village of Orland Park Code Enforcement Officer Cheryl Jordan read a statement before the Board regarding personally being slandered on a public Facebook page. (refer to audio file)

BOARD COMMENTS

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

Village Manager La Margo commented. (refer to audio file)

EXECUTIVE SESSION

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

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

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

Nay: 0

RECONVENE BOARD MEETING

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

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

ADJOURNMENT – 8:05 PM

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

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

Nay: 0

2019-0098 Audio Recording for January 28, 2019 Special Meeting

NO ACTION

/nm

APPROVED:

Respectfully Submitted,

John C. Mehalek, Village Clerk

Casey Griffin, Deputy Clerk