

**APPROVED MINUTES - REGULAR BOARD MEETING  
PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF OAK PARK  
HELD ON MONDAY, JUNE 6<sup>TH</sup>, 2011 AT 6:30 P.M.  
IN THE COUNCIL CHAMBERS OF OAK PARK VILLAGE HALL**

**I. CALL TO ORDER**

President Pope called the meeting to order at 6:35 p.m.

**II. ROLL CALL**

PRESENT: Trustees Brewer, Hedges, Johnson, Lueck, Salzman and Tucker; President Pope  
ABSENT: None

**III. ADJOURN TO EXECUTIVE SESSION TO DISCUSS LITIGATION, LABOR AND SALE OF PROPERTY**

In compliance with the Open Meetings Act, it was moved and seconded to adjourn to Executive Session for discussion of police deployment.

The roll call on the vote was as follows:

AYES: Trustees Brewer, Hedges, Johnson, Lueck, Salzman and Tucker; President Pope

NAYS: None

ABSENT: None

The motion was approved.

**IV. RETURN TO OPEN MEETING 8:00 PM IN COUNCIL CHAMBERS**

PRESENT: Trustees Brewer, Hedges, Johnson, Lueck, Salzman and Tucker; President Pope  
ABSENT: None

The Regular Meeting reconvened at 8:10 p.m. in Council Chambers.

**V. AGENDA APPROVAL**

President Pope noted that Item O had been moved from Consent to the Regular Agenda and Item N was removed entirely. It was moved and seconded to approve the agenda for the meeting as amended. A voice vote was taken and the agenda was approved.

**VI. MINUTES**

President Pope stated that the minutes of the Special Meeting of May 9, 2011 would be reviewed at a subsequent meeting. It was moved and seconded that the minutes of the Regular Meeting of May 16, 2011 be approved. A voice vote was taken and the minutes were approved as presented.

## **VII. PRESENTATION – OAK PARK ARTS COUNCIL SCHOLARSHIP AWARDS**

John Mayes, Chair of the Oak Park Area Arts Council Scholarship Review Panel, spoke about the program and Russell Lisuzzo, the benefactor of three of this year's scholarships. Mr. Mayes presented the awards.

### 2011 Fine Arts Scholarship Recipients

Patricia Graf, Theater

Lucy Gill, Dance

Olivia Romano, Art & Design

Bridge Reinhard, Fine Arts

### 2011 Russell C. Lissuzzo Scholarship Recipients

Maya Bird-Murphy, Architecture

Mary Kate Cassidy, Architecture

Bryan Johnson, Architecture

## **VIII. NON-AGENDA PUBLIC COMMENT**

Mary Pat Sieck, 707 Clarence. Ms. Sieck spoke in favor of the Board adopting the Class D-11 liquor license for performance venues.

John Shuler, 1004 N. Harvey Ave. Mr. Shuler, Chair of the former Telecommunications Commission, encouraged the Board to advance the creation of the Civic Information Management and Technology Commission and offered his services.

## **IX. VILLAGE MANAGER REPORTS**

Village Manager Tom Barwin thanked those responsible for putting together A Day in Our Village, noting that there were over 150 Oak Park-based organizations represented as well as record attendance. He acknowledged the 10-year anniversary of Rick Tanksley as Oak Park's Chief of Police and expressed appreciation. Work has begun on the South Marion Project from South Boulevard to Pleasant Street. The pavement will be removed for installation of the underground infrastructure in approximately two weeks, followed by the viaduct section. Work on Roosevelt Road will continue throughout construction season. Mr. Barwin urged residents to be cautious while traveling through this area and encouraged them to continue to support businesses in this vicinity, as well as those on South Marion during construction. The 2011 Street Resurfacing Project has been released for bids and the bid award will be considered at the June 20 meeting. Work on Madison Street is still under discussion and analysis. Mr. Barwin noted the new bike lanes along Division and Chicago Avenue. Work on the 2011 Alley Construction Project is underway and should be completed this month. Work on the water and sewer main contract carried over from 2010 continues on South Cuyler Avenue and will begin between Harvard and Fillmore this week. Plans for the bus shelter project have been sent to the State for bidding. Work is anticipated to start in late summer with completion by fall. Schedules are being developed for various maintenance contracts that will occur later this year.

Trustee Johnson noted that the Marketing Support Plan for the South Marion Project had not been presented to the Board and asked when they would receive that. Mr. Barwin stated that it was expected to be on the June 20 agenda for the Board's consideration.

Trustee Johnson stated that some issues regarding the Roosevelt Road Project need to be addressed. Village Engineer Jim Budrick explained that the Village is working with the contractor to address concrete work on the south side of the street between Oak Park and Harlem as well as the integration of the three different color tones of brick pavers.

Trustee Johnson also asked for clarification regarding the bike lane markings on Chicago Avenue. Mr. Budrick stated that because of variations in width along certain sections of that street, a shared use lane is required. He added that the symbols marked on the street will be clearer once the street signage is installed. Trustee Johnson noted that these bike lanes were grant-funded.

Trustee Lueck asked what effect the current State shutdown of Capital Improvement Funding will have on Oak Park. Mr. Budrick stated that there is a chance that the Roosevelt Road Project may be impacted.

#### **XI. CITIZEN COMMISSION APPOINTMENTS, REAPPOINTMENTS, REMOVAL, RESIGNATION AND CHAIR APPOINTMENTS**

Jim Kelly, Chair of the Citizen Involvement Commission, said that it is encouraging to see younger people and newer residents volunteer to serve on boards and commissions.

It was moved and seconded to concur in the following appointment by President Pope:

##### **A. Universal Access Commission**

Appointment of Andrea Ott, as Chair, with a term to expire June 6, 2014.

A voice vote was taken and the appointment was approved.

#### **X. CITIZEN COMMISSION VACANCIES**

President Pope referred to the Board and Commission vacancy report, and urged residents to volunteer.

#### **XII. REGULAR AGENDA**

*All Ordinances and Resolutions adopted herein are herewith ordered filed in the Office of the Village Clerk*

- A.** It was moved and seconded that Ordinance 2011-O-26 entitled **AN ORDINANCE AUTHORIZING ISSUANCE OF A SPECIAL USE PERMIT TO PERMIT A PLANNED**

**DEVELOPMENT FOR A MIXED USE RESIDENTIAL AND COMMERCIAL DEVELOPMENT WITH AFFORDABLE RENTAL UNITS, COMMERCIAL SPACE, AND PARKING LOT** be adopted.

Joni Strand, 410 S. Grove. Ms. Strand commented that since funding was coming from sources who obtain low-income tax credits, it is the taxpayers who are ultimately paying for this project.

The roll call on the vote was as follows:

AYES: Trustees Brewer, Johnson, Lueck, Salzman and Tucker; President Pope

NAYS: Trustee Hedges

ABSENT: None

The ordinance was adopted.

- B.** It was moved and seconded that a **Motion to Accept Report of the Findings of the Liquor Control Review Board Regarding Revisions to Chapter 3 of the Village Code and to Direct Staff to Prepare the Necessary Documents** be approved.

Tom Wendorf, 1010 W. Madison. Mr. Wendorf, Board President of Madison Street Theatre, spoke in support of creating a more liberal liquor license for non-profit performing arts centers.

Liquor Control Review Board (LCRB) Commissioner John Lipic stated that Class B-4 liquor license applicants are finding that physical separation of the bar area and dining room and having to enter the bar area exclusively through the dining room is becoming less and less workable from a space planning perspective. He noted that within the past year, the LCRB has met with Class B-4 licensees, held a public hearing and solicited comments from the public as well as those in the restaurant industry, to compile these recommendations presented to the Board. They included that drinks may be served without food while seated anywhere in the restaurant.

Trustee Brewer initiated a discussion regarding the requirement that not less than 60% of an establishment's revenue had to come from the sale of food. He asked what consequences a restaurant would face if that limit was exceeded. Village Attorney Ray Heise noted that, while there are mechanisms in place to suspend or revoke a liquor license, the most significant change here would be requiring more oversight by staff.

Mr. Lipic added that the separation and ingress/egress issues were put in place to keep restaurants from appearing to be bars. The priority of food service over liquor service remains in place, and the percentage rule is suggested as a method of regulation. Through their meetings with the public and restaurant owners, the LCRB has found that the community does not want facilities to operate exclusively as bars.

Trustee Johnson raised the subject of expanding the options to have a lounge bar with live music, upscale cocktails and small appetizers where the threshold would be reversed to 60% alcohol and 40% food.

Village Clerk Powell commented that there has been interest expressed in brew pubs and microbreweries, which include food service, since the public hearing; the LCRB

wanted to look at those options and proposals coming to them now. She added that the consensus in the Village was to not have bars; it was a quality of life issue.

President Pope commented that the liquor laws in Oak Park have been relaxed incrementally over the years, and that if at some point the Board decides that the 60/40 regulation is too high or unnecessary, it can be looked at again.

The roll call on the vote was as follows:

AYES: Trustees Brewer, Hedges, Johnson, Lueck, Salzman and Tucker; President Pope

NAYS: None

ABSENT: None

The motion was approved.

- C. It was moved and seconded that a **Motion to Refer New Liquor License Issues to the LCRB for Hearing and Recommendations** be approved.

Mr. Lipic stated that the items in question included allowing alcohol service beginning at 9:00 a.m. for Sunday brunches, closing a full restaurant kitchen a couple of hours before closing, and requiring all employees who serve or sell liquor to be BASSET certified. A new liquor license class for bed and breakfasts and reviewing brew pub provisions were also noted.

Trustee Johnson suggested adding wine service at art galleries; Mr. Heise stated that this does not require any change to the ordinance, as there is no money being exchanged.

President Pope stated that was not the message communicated to the art gallery owners for the last several years and suggested that something be written in the ordinance to clarify that.

It was moved and seconded to amend a **Motion to Refer New Liquor License Issues to the LCRB for Hearing and Recommendations** to include that the Liquor Control Review Board address issues related to the sale of alcohol at art galleries and other like establishments.

The roll call on the vote was as follows:

AYES: Trustees Brewer, Hedges, Johnson, Lueck, Salzman and Tucker; President Pope

NAYS: None

ABSENT: None

The motion was approved

Trustee Hedges expressed concern that regardless of the public hearing process, the public has not been made fully aware of how these changes could affect them. They do not take notice unless something rises to an issue and said that outdoor dining and service of alcohol could be one such topic. He added that liberalizing the use of alcohol in some areas can affect the neighborhood or the perception of the neighborhood and the residents will not realize this until it is already in place.

President Pope asked about the cost of BASSET training.

Village Clerk Powell said that it would cost an employer approximately \$30 per employee. That would include materials plus their hourly pay rate while taking the class. The Police Department has expressed interest in providing the training at no charge. She added that the benefits of this training outweigh the small cost.

The roll call on the vote was as follows:

AYES: Trustees Brewer, Hedges, Johnson, Lueck, Salzman and Tucker; President Pope

NAYS: None

ABSENT: None

The motion was approved

- D. It was moved and seconded that Resolution 2011-R-62 entitled **RESOLUTION AUTHORIZING THE PURCHASE OF ONE JOHN DEERE 410J COMBINATION BACKHOE/LOADER FROM WESTSIDE TRACTOR OF NAPERVILLE ILLINOIS FOR AN AMOUNT NOT TO EXCEED \$92,340.00** be adopted.

Mr. Barwin explained that this is a required piece of equipment used by the Water and Sewer Division of Public Works to break up concrete and scoop up debris. The current equipment is 11 years old, and will be traded in. This item is budgeted for.

President Pope added that the total cost is \$119,000, less \$27,000 trade-in value. The budgeted amount was \$92,340.

Trustee Johnson suggested that before making major purchases in the future, the Village talk with neighboring communities to see if there might be cost and use sharing.

The roll call on the vote was as follows:

AYES: Trustees Brewer, Hedges, Johnson, Lueck, Salzman and Tucker; President Pope

NAYS: None

ABSENT: None

The motion was approved

- O. It was moved and seconded that Ordinance 2011-O-27 entitled **ORDINANCE AMENDING ARTICLE 18 OF CHAPTER 2, ARTICLE 21, RELATING TO THE ENVIRONMENTAL AND ENERGY ADVISORY COMMISSION** be adopted.

Michele Gurgas, Chair of the Environmental and Energy Advisory Commission, spoke about the proposed name change. She noted that the commission had discussed and voted on this; they do not want the word "sustainability" added to the name of the commission, as it can suggest several things. She proposed it be re-named "Energy and Environment Commission".

Trustees Tucker and Johnson agreed. President Pope noted that "Environment" should come before "Energy", as the environment is the main focus of the commission.

It was moved and seconded to amend an **Ordinance Amending Article 18 of Chapter 2, Article 21, Relating to the Environmental and Energy Advisory Commission** to include the re-naming of the commission to "Environment and Energy Commission".

Trustee Salzman stated that sustainability is a significant word and he does not see any ambiguity in this context.

The roll call on the vote was as follows:

AYES: Trustees Brewer, Hedges, Johnson, Lueck, and Tucker; President Pope

NAYS: Trustee Salzman

ABSENT: None

The motion was approved

There was a brief discussion regarding the name change.

The roll call on the vote was as follows:

AYES: Trustees Brewer, Hedges, Johnson, Lueck, Salzman and Tucker; President Pope

NAYS: None

ABSENT: None

The ordinance was adopted.

### **XIII. CONSENT AGENDA**

- E. Ordinance 2011-0-28 entitled **ORDINANCE GRANTING APPROVAL FOR 2011 GALA FOURTH OF JULY FIREWORKS DISPLAY**
- F. Ordinance 2011-0-29 entitled **ORDINANCE AMENDING CHAPTER 3, ARTICLE 8 OF THE CODE OF THE VILLAGE OF OAK PARK – CANCELLATION OF A CLASS B-1 RESTAURANT LIQUOR LICENSE FOR LAMAJADA RESTAURANT, 226 HARRISON STREET, OAK PARK, IL 60304 AND CREATION OF A CLASS B-4 RESTAURANT LIQUOR LICENSE FOR LAMAJADA RESTAURANT, 226 HARRISON STREET, OAK PARK, IL 60304**
- G. Ordinance 2011-0-30 entitled **ORDINANCE AMENDING CHAPTER 3, ARTICLE 8 OF THE CODE OF THE VILLAGE OF OAK PARK – CREATION OF A CLASS B-1 LIQUOR LICENSE FOR TATSU, INC., DBA SEVEN OCEAN RESTAURANT, 122 N. MARION STREET, OAK PARK, IL 60301**
- H. Ordinance 2011-0-31 entitled **ORDINANCE AMENDING CHAPTER 3, ARTICLE 8 OF THE CODE OF THE VILLAGE OF OAK PARK – CANCELLATION OF A CLASS B-1 RESTAURANT LIQUOR LICENSE FOR TACO FRESCO LAKE, INC. D.B/A FUEGO LOCO, 722 LAKE STREET, OAK PARK, IL 60302 AND CREATION OF A CLASS B-4 RESTAURANT LIQUOR LICENSE FOR MEDICOVA, LLC, D/B/A FUEGO LOCO, 722 LAKE STREET, OAK PARK, IL 60302**
- I. **Recommendation to Approve the Petition to Upgrade from Two Way to All Way Stop Signs at the Intersection of Grove Avenue and LeMoyne Parkway**
- J. Ordinance 2011-0-32 entitled **ORDINANCE AUTHORIZING A SPECIAL USE PERMIT TO OPERATE AN AFTER-SCHOOL CARE CENTER (A DAY-CARE FACILITY) AT 409 GREENFIELD STREET**

- K. Resolution 2011-R-63 entitled **RESOLUTION AUTHORIZING EXECUTION OF A CONTRACT WITH ALPHA PAINTWORKS OF CICERO, ILLINOIS FOR FIRE HYDRANT BLASTING AND PAINTING IN AN AMOUNT NOT TO EXCEED \$40,000.00**
- L. Resolution 2011-R-64 entitled **RESOLUTION AUTHORIZING EXECUTION OF A CONTRACT WITH SUPERIOR ROAD STRIPING INC., FOR THERMOPLASTIC PAVEMENT MARKINGS, WAIVING THE VILLAGE'S FORMAL BID PROCESS**
- M. Resolution 2011-R-65 entitled **RESOLUTION APPROVING AN AMENDED I-GO PARKING LICENSE AGREEMENT**
- P. Ordinance 2011-O-33 entitled **ORDINANCE ADOPTING PREVAILING WAGE RATES FOR LABORERS, WORKERS AND MECHANICS EMPLOYED ON PUBLIC WORKS PROJECTS OF THE VILLAGE OF OAK PARK**

### **APPROVE THE CONSENT AGENDA**

It was moved and seconded to approve the items under the Consent Agenda.

The roll call on the vote was as follows:

AYES: Trustees Brewer, Hedges, Johnson, Lueck, Salzman and Tucker; President Pope

NAYS: None

ABSENT: None

The Consent Agenda was approved.

### **CALL TO THE BOARD AND CLERK**

Village Clerk Powell spoke about new applicants for Boards and Commissions and the upcoming Technology Commission. She raised the subject of solicitors and noted that the Clerk's Office was compiling information that may help to clarify the current ordinance. She noted that "No-Solicitors" stickers are available to residents at the Clerk's Office.

Trustee Lueck noted the Forum on Diversity being held Wednesday, June 8. She added that regarding the thermoplastic pavement markings (Item L), bids were issued through a suburban coalition that Oak Park is a part of.

Trustee Tucker reiterated Village Clerk Powell's comments regarding the Technology Commission. He stated that Open Lands West Suburban Tree Keepers, in partnership with Morton Arboretum, is undertaking the Historic Oaks Propagation Project, where acorns were taken from Oak Park burr oaks and grown at Morton Arboretum. These trees are now ready to be planted.

Trustee Salzman also spoke in favor of the Technology Commission. He commended Andrea Ott, newly appointed Chair of the Universal Access Commission.

Trustee Hedges commented that he enjoyed Day in Our Village.

Trustee Johnson discussed the upcoming Board meeting on Sunday, June 12. He also spoke highly of Day in Our Village. He commented that the Oak Park Lesbian and Gay Association worked the fryer at Pilgrim Church's Doughnut Days this past Saturday and he enjoyed the experience.



Village Manager Barwin expressed gratitude to all the volunteers at Day in Our Village. He spoke about his recent trip to China.

President Pope thanked Kathryn Jonas for initiating the oak tree project. He spoke about the upcoming bee-keeping ordinance. He also thanked all those involved with Day in Our Village. He added that he would be attending the U.S. Conference of Mayors annual meeting, which will be held in Baltimore this summer.

**ADJOURN**

It was moved and seconded to adjourn. A voice vote was taken and the motion was approved. The meeting adjourned at 10:02 P.M. Monday, June 6, 2011.

**SUBMITTED AND RECORDED IN THE OFFICE OF:**

By: MaryAnn Schoenneman  
Interim Deputy Village Clerk

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Teresa Powell, Village Clerk