

**APPROVED MINUTES - REGULAR BOARD MEETING
PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF OAK PARK
HELD ON MONDAY, MARCH 5TH, 2012 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 6:30 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 COLLECTIVE BARGAINING
AND LITIGATION**

In compliance with the Open Meetings Act, it was moved and seconded to adjourn to Executive Session to discuss collective bargaining and litigation in Room 130.

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 7:30 PM IN COUNCIL CHAMBERS

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

The Regular Meeting reconvened at 7:30 p.m. in Council Chambers.

President Pope recognized newly appointed Interim Village Manager Cara Pavlicek. He noted the 50th anniversary of the release of the book "Silent Spring", about the beginning of the environmental movement, and distributed copies to the Board.

V. AGENDA APPROVAL

It was moved and seconded to approve the agenda for the meeting. A voice vote was taken and the agenda was approved as presented.

VI. MINUTES

It was moved and seconded that the minutes of the Regular Meeting of February 21, 2012 be approved. A voice vote was taken and the minutes were approved as presented. Trustees Brewer and Salzman abstained.

VII. NON-AGENDA PUBLIC COMMENT

Tom Broderick, 201 S. Ridgeland. Mr. Broderick spoke in favor of the Village adopting a living wage ordinance.

Bill Barclay, 150 N. Lombard. Mr. Barclay believed that the Board should reconsider the recommendation of a living wage.

Gary Schwab, 316 N. Oak Park Ave. Mr. Schwab urged the Board to include a living wage ordinance on a future agenda.

Jan Sansone, 834 N. Ridgeland. Ms. Sansone supported adoption of a living wage ordinance.

Rev. C.J. Hawking, 322 S. Lombard. Reverend Hawking gave reasons why the Board should adopt a living wage ordinance.

John Murtagh, 601 S. Oak Park Ave. Mr. Murtagh spoke about plans for streetscaping in the Village.

VIII. PROCLAMATION – CELEBRATING THE 100 YEAR ANNIVERSARY OF GIRL SCOUTS OF THE USA

President Pope read the proclamation aloud. It was moved and seconded that the proclamation entitled **CELEBRATING THE 100 YEAR ANNIVERSARY OF GIRL SCOUTS OF THE USA** be adopted. A voice vote was taken and the proclamation was adopted.

IX. AWARDS – 2011 VOLUNTEERS OF THE YEAR

Citizen Involvement Commission Chair Jim Kelly presented the award for Outstanding Chairperson to Linda Bolte of the Plan Commission. Ms. Bolte gave a brief speech. Mr. Kelly presented the award for Outstanding Commission to the Farmers Market Commission. Chairperson Melissa Wittenberg accepted the award on behalf of the commission and spoke about the Farmers Market. Mr. Kelly also recognized all new commissioners appointed in 2011.

X. VILLAGE MANAGER REPORTS

Interim Village Manager Cara Pavlicek announced that the crossing under I-290 has been completed; the remaining roadway and landscape restoration work will commence in the spring.

XI. VILLAGE BOARD COMMITTEES

There was no Board Committee business to report.

XII. CITIZEN COMMISSION VACANCIES

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

XIII. CITIZEN COMMISSION APPOINTMENTS, REAPPOINTMENTS, REMOVAL, RESIGNATION AND CHAIR APPOINTMENTS

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

Plan Commission

Appointment of Jeremy Burton, as Member, with a term to expire March 5, 2015

A voice vote was taken and the motion was approved.

XIV. FIRST READING

A. First Readings Related to Teen Alcohol, Cannabis and Tobacco Use

1. Ordinance Amending Chapter 8, Article 6 of the Village Code Entitled "Comprehensive Regulation of Tobacco Products"
2. Ordinance Creating Chapter 17, Article 2, "Offenses Relating to Underage Drinking and Illicit Drug Use" and Amending Section 3-5-9(A) of the Village Code Entitled "Sales to Minors, Habitual Drunkards, and Mental Incompetents"
3. Ordinance Amending Chapter 29, Article 1 of the Village Code Related to the Scope of Authority of Administrative Law Judges
- 4.

Village Attorney Simone Boutet gave an overview of the proposed amendments. She stated that the first ordinance would now prohibit minors from possessing tobacco products whereas the previous one only prohibited the sale of these products to minors.

The underage drinking and drug use ordinance would create a new article of the Village Code. Ms. Boutet proposed that this article include the section that prohibits the sale of alcohol to minors, currently in the chapter regarding liquor dealers {Section 3-5-9(A)}, adding that removing this from the liquor license code and bundling it in with this ordinance will prohibit anyone from providing alcohol to a minor, not just those who sell it. In addition, minors who attend an underage drinking party will be in violation of the law; currently, it is only those who drink at these gatherings who are in violation. Ms. Boutet also stated that currently possession of

small amounts of cannabis is not enforced, as these violations are taken lightly in the Circuit Court of Cook County. The new ordinance would allow the police to enforce this in adjudication. Ms. Boutet spoke about the social host ordinance, noting that this would prohibit anyone from hosting an event or gathering where minors will be drinking.

The final amendment would allow administrative law judges to order parents or guardians to be in attendance in any kind of program that their minor child has been ordered to attend without having to issue a citation to the parent or guardian.

Ms. Boutet added that it will be at the direction of the Board whether these ordinances are subject to a tiered approach or a more traditional fine structure.

George Thompson, 1128 N. Ridgeland, representing IMPACT. Mr. Thompson spoke in favor of the Board's adoption of these ordinances.

David Boulanger, 207 N. Euclid, representing Oak Park Township. Mr. Boulanger discussed the various youth programs offered by the Township.

Connie Coleman, 212 No. Scoville. Ms. Coleman, who once served on the Township Youth Committee, spoke about the smoking ordinance and suggested some stronger language be added regarding participation in youth programs.

Trustee Tucker agreed with Ms. Coleman's comment regarding stronger language. Trustee Lueck suggested amending the existing title of the ordinance regarding underage drinking. Ms. Boutet clarified the language under Section 8-6-13: Penalties.

Trustee Tucker indicated that the language in Section 17-2-6 implies that it is a violation for minors to attend any adult gatherings where alcohol is served. He asked that this be clarified.

There was discussion of the capacity of the Township's programs as well as whether this was an effective mechanism for first time offenders. Ms. Boutet noted the intent of this ordinance is to discourage this behavior, not to get involved as a municipality in mental health treatment or assessment, as these programs are not available; the Township programs are not alcohol or addiction treatment programs.

There was a discussion pertaining to reasonable steps to prevent underage persons from possessing or consuming alcohol and clarification of this section.

President Pope expressed concern that alcohol possession, which is illegal for minors only, and cannabis possession, which is illegal for anyone, be combined into one section with the same fine structure. Ms. Boutet stated that the only thing being made a local ordinance is possession of less than 30 grams; larger amounts constitute a felony, which is not addressed in local adjudication.

President Pope asked if the Board was comfortable with the fine structure and the administrative judges' latitude within that structure.

After further discussion, President Pope directed staff to interact with Districts 200, 97 and 90 before the second reading. Ms. Boutet clarified the recommended changes.

XV. REGULAR AGENDA

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

- M1.** It was moved and seconded to **Accept the Recommendation of the EEC Related to Allowing Open Fire for the Management of Native Landscaping and Direct Staff to Prepare the Necessary Documents.**

Betsy Williams of the Energy and Environment Commission stated that allowing open fire with regards to management of native landscaping is necessary to maintain a healthy ecosystem. Fire Chief Tom Ebsen added that the Fire Department supported this practice.

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.

- P. Greater Downtown Master Plan – Streetscape Development**

- 1. Report from Village President Pope on discussions about necessary Oak Park Infrastructure Improvements with representatives of State and Federal Agencies**

President Pope stated that the Village had applied for but didn't receive a TIGER grant in 2011. These Federal grants provide funding to municipalities and transportation agencies to advance transportation related initiatives and integration of transportation and land use. He spoke about a meeting he attended in Washington, D.C. where he was given insight into how Oak Park aligned with the grant criteria as well as how the next application can be strengthened. One key element looked at is how ready a project is to move forward within the timeframe that is envisioned in the Notice of Funding Availability. A significant opportunity to strengthen the Village's application and increase their competitiveness in the evaluation process is to move forward with the planning of the Lake Street Corridor. President Pope indicated that the deadline to submit this year's application is March 19. To be able to relate in the application that the design process is underway with completion anticipated within a reasonable time would strengthen the consideration and scoring of their application.

- 2.** It was moved and seconded that Resolution 2012-R-45 entitled **RESOLUTION AUTHORIZATION EXECUTION OF A CONTRACT WITH LAKOTA GROUP, INC. TO PREPARE UNIFIED STREETScape DESIGN DRAWINGS FOR THE GREATER DOWNTOWN BUSINESS AREA (IN AN AREA GENERALLY INCLUDING AND ADJACENT TO LAKE**

STREET BETWEEN HARLEM AND EUCLID) IN AN AMOUNT NOT TO EXCEED \$108,000 be adopted.

Village Planner Craig Failor discussed the scope of the work in the contract, which includes general background research and creating conceptual schematic designs for the corridor. Three sub-committees to work on separate sections of this area would be created. President Pope noted that this would be similar to what was done for North and South Marion and Oak Park Avenue.

Trustee Brewer asked how this will be funded. Ms. Pavlicek stated it would come out of the Capital Improvements Fund.

Trustee Hedges stated that there hasn't been much discussion regarding the project as a whole, what the costs are going to be and where the funds will come from. He noted that debt will likely be issued and added that they also do not have a good sense of the community's opinion on this project. President Pope stated that the amount of the grant would be \$26 million; an additional \$17 million would be invested by the Village. He noted that the Greater Downtown Master Plan provided for significant levels of public input and includes a provision and expectation of spending \$68.8 million. He added that there have been private investment returns of \$6 to \$7 for every dollar that the Village has spent and there is every reason to anticipate a continued level of investment in the community.

There was a discussion regarding the impact of businesses during the construction process as well as the types of improvements that will be completed. Trustee Salzman raised the possibility of not being awarded the grant once \$108,000 for the plan is already invested. Trustee Lueck noted that prior to grant submission, the Board should know what match will be required. Trustee Tucker added that other business districts or residential streets may also need funding for such work.

President Pope stated that by investing \$108,000 there will be residual benefits; this relatively small amount of money will give the Village the opportunity for a much larger level of contribution and support to help realize the Greater Downtown Master Plan. The Village is in a good position with this application and the expenditure of these additional dollars will help to guide additional investment. He felt that this was a worthwhile investment for the Village.

The roll call on the vote was as follows:

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

NAYS: Trustees Hedges, Salzman and Tucker

ABSENT: None

The resolution was adopted.

XVI. CONSENT AGENDA

- C. Recommendation To Approve A Petition To Upgrade From Two-Way To All-Way Stop Signs At The Intersection Of Adams Street And Home Avenue**

1. Ordinance 2012-0-12 entitled **ORDINANCE AMENDING AN ORDINANCE ESTABLISHING TRAFFIC CONTROL**
- D. Recommendation To Approve A Petition To Upgrade From Two-Way To All-Way Stop Signs At The Intersection Of Linden Avenue And Berkshire Street
1. Ordinance 2012-0-13 entitled **ORDINANCE AMENDING AN ORDINANCE ESTABLISHING TRAFFIC CONTROL DEVICES**
- E. Resolution 2012-R-46 ENTITLED **RESOLUTION AUTHORIZING THE EXECUTION OF EMERGENCY SERVICES PROFESSIONAL SERVICES AGREEMENT WITH H&H ELECTRICAL COMPANY, PINNER ELECTRIC AND MEADE ELECTRIC FOR STREET LIGHTING AND TRAFFIC SIGNAL REPAIRS IN AN AMOUNT NOT TO EXCEED \$35,000.00 IN FISCAL YEAR 2012**
- F1. Resolution 2012-R-47 entitled **RESOLUTION AUTHORIZING THE PURCHASE OF ONE 2012 FORD TRANSIT CONNECT CARGO VAN IN THE AMOUNT OF \$18,952.82 FROM CURRIE MOTORS FORD OF FRANKFORT, ILLINOIS THROUGH THE SUBURBAN PURCHASING COOPERATIVE JOINT PURCHASING PROGRAM, WAIVING THE VILLAGE'S BID PROCESS**
- F2. Resolution 2012-R-48 entitled **RESOLUTION AUTHORIZING THE PURCHASE OF TWO 2012 FORD F-250 PICKUP TRUCKS WITH PLOW IN THE AMOUNT OF \$52,236.09 FROM CURRIE MOTORS OF FRANKFORT, ILLINOIS THROUGH THE SUBURBAN PURCHASING COOPERATIVE JOINT PURCHASING PROGRAM, WAIVING THE VILLAGE'S BID PROCESS**
- F3. Resolution 2012-R-49 entitled **RESOLUTION AUTHORIZING THE PURCHASE OF TWO 2012 INTERNATIONAL 7400 6X4 DUMP TRUCKS WITH PLOW IN THE AMOUNT OF \$251,127.15 FROM PRAIRIE/ARCHWAY INTERNATIONAL TRUCKS OF SPRINGFIELD, ILLINOIS THROUGH THE STATE OF ILLINOIS JOINT PURCHASING PROGRAM, WAIVING THE VILLAGE'S BID PROCESS**
- G. Resolution 2012-R-50 entitled **RESOLUTION AUTHORIZING THE EXECUTION OF A SERVICE AGREEMENT FOR LANDSCAPE MAINTENANCE WITH CLAUSS BROTHERS, INC. OF STREAMWOOD, IN AN AMOUNT NOT TO EXCEED \$92,522**
- H. Resolution 2012-R-51 entitled **RESOLUTION AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT WITH THE SECURITAS SECURITY SERVICES INC., FOR SECURITY AND SUPPORT STAFFING SERVICES AT VILLAGE OWNED PARKING STRUCTURES IN AN AMOUNT NOT TO EXCEED \$30,507 AND FOR SECURITY SERVICES AT VILLAGE HALL IN AN AMOUNT NOT TO EXCEED \$2,500 FOR A ONE (1) MONTH PERIOD**
- I. Ordinance 2012-0-14 entitled **ORDINANCE AUTHORIZING NO PARKING RESTRICTIONS ON THE 500 BLOCK OF SOUTH HARVEY AVENUE FROM MADISON TO THE ALLEY**
- J. Ordinance 2012-0-15 entitled **ORDINANCE AUTHORIZING PARKING RESTRICTIONS IN THE 200 BLOCK OF SCOVILLE AVENUE ADJACENT TO OPRF HIGH SCHOOL DISTRICT 200**

- K. Resolution 2012-R-52 entitled **RESOLUTION AUTHORIZING EXECUTION OF INTERGOVERNMENTAL AGREEMENT BETWEEN THE COUNTY OF COOK AND THE VILLAGE OF OAK PARK FOR THE PURPOSE OF RECEIVING A FEDERAL FISCAL YEAR 2009 JUSTICE ASSISTANCE NON-STIMULUS GRANT IN THE AMOUNT OF \$20,813**
 - L. Resolution 2012-R-53 entitled **RESOLUTION AUTHORIZING EXECUTION OF A CONTRACT WITH H & H ELECTRICAL COMPANY, FOR PROJECT 12-11, MARION STREET LIGHTING ADDITION IN AN AMOUNT NOT TO EXCEED \$90,287.50**
 - N. Ordinance 2012-O-16 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 MG V RESTAURANTS, INC., D/B/A LA BELLA, 1103 SOUTH BOULEVARD, OAK PARK, IL 60302 AND CREATION OF A CLASS B-1 RESTAURANT LIQUOR LICENSE FOR D. SCHULTZ CORPORATION, D/B/A LA BELLA PASTERIA, 1103 SOUTH BOULEVARD, OAK PARK, IL 60302**
 - O. Ordinance 2012-O-17 entitled **ORDINANCE AMENDING ORDINANCE 2011-O-026 AUTHORIZING ISSUANCE OF A SPECIAL USE PERMIT TO ALLOW AN EXTENSION OF THE TIMELINE FOR A PLANNED DEVELOPMENT RELATED TO THE INTERFAITH HOUSING DEVELOPMENT AT 820-832 MADISON STREET AND 436 SOUTH GROVE AVENUE**
- XVII. **Motion to Approve the Bills in the Amount of \$964,152.62**

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 congratulated the Girl Scouts on their 100 year anniversary. She also spoke about her attendance at a program sponsored by the Collaboration for Early Childhood Care, "Wild About Wellness".

Trustee Lueck noted that at the last Intergovernmental Meeting, it was suggested that the other taxing bodies be given a portion of the OP FYI to make it a more community-wide newsletter. She added that there was much consensus for the proposal on early childhood spending and early childhood collaboration. Trustee Lueck stated that there is a proposal at the state level to transfer school staff pensions to the community and noted that need to stay abreast of any further developments.

Trustee Tucker spoke about two new restaurants in Oak Park.

Trustee Salzman discussed his trip to India.

Trustee Brewer noted the change in the weather on his return from travels. He announced he had taken some classes on Community Economic Development and would like to share this information with the Board.

Trustee Hedges talked about an incident he witnessed involving the police coming to the aid of an ill child. He also suggested that a protocol meeting be held soon to revisit some items as well as allowing Ms. Pavlicek to learn what the Board expects of themselves and of her.

Trustee Johnson spoke about a discussion at the Intergovernmental Meeting regarding the Irving Playground/Park Improvement Plan. He also stated that he had hosted a Community Diversity Dinner and reported comments made by those in attendance. He also initiated a discussion regarding the Living Wage Report.

President Pope stated there would be a Personnel Committee meeting that week; details would follow. He spoke about a conversation he had with Randy Blankenhorn of the Chicago Metropolitan Agency for Planning, noting he had good things to say about Oak Park. He also reiterated that it is the 50th anniversary of "Silent Spring" and urged all to read it.

ADJOURN

It was moved and seconded to adjourn. A voice vote was taken and the motion was approved. The meeting adjourned at 11:14 P.M. Monday, March 5, 2012.

SUBMITTED AND RECORDED IN THE OFFICE OF:

Teresa Powell, Village Clerk

By: MaryAnn Schoenneman
Interim Deputy Village Clerk