

**APPROVED MINUTES - REGULAR BOARD MEETING  
PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF OAK PARK  
HELD ON MONDAY, NOVEMBER 19<sup>TH</sup>, 2012 AT 7:30 P.M.  
IN THE COUNCIL CHAMBERS OF OAK PARK VILLAGE HALL**

**I. CALL TO ORDER**

President Pope called the meeting to order at 7:32 p.m.

**II. ROLL CALL**

PRESENT: Trustees Brewer, Hedges, Johnson, Lueck and Tucker; President Pope  
ABSENT: Trustee Salzman

**III. AGENDA APPROVAL**

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

**IV. MINUTES**

It was moved and seconded that the minutes of the Special Meeting of October 29, 2012, the Special Meeting of November 1, 2012 and the Regular Meeting of November 5, 2012 be approved. A voice vote was taken and the minutes were approved as presented.

**V. RESOLUTION IN MEMORIAM - JOHN PHILBIN**

President Pope read the resolution aloud. It was moved and seconded that the resolution entitled **RESOLUTION IN MEMORIAM - JOHN PHILBIN** be adopted. A voice vote was taken and the resolution was adopted.

Former Village Clerk Virginia Cassin spoke about former Village President Philbin.

**VI. RESOLUTION IN SUPPORT OF THE RELIGIOUS FREEDOM  
AND MARRIAGE FAIRNESS ACT**

President Pope read the resolution aloud. It was moved and seconded that the resolution entitled **RESOLUTION IN SUPPORT OF THE RELIGIOUS FREEDOM AND MARRIAGE FAIRNESS ACT** be adopted. A voice vote was taken and the resolution was adopted.

**VII. NON-AGENDA PUBLIC COMMENT**

Gina Orlando, 915 Pleasant Street. Ms Orlando spoke about her request to Com Ed to remove their smart meters from the building in which she resides.

Barbara Mullarkey, 204 S. Elmwood. Ms. Mullarkey expressed concern that smart meters are possible fire hazards.

**VIII. VILLAGE BOARD COMMITTEES**

Interim Village Manager Cara Pavlicek stated that meetings of the Personnel Committee are scheduled for December 8 and 9 for the purpose of interviewing finalists for the Village Manager position. Also, a meeting on November 26 will be held to have a conversation with the consultant assisting in this process.

Trustee Johnson stated that an Intergovernmental Committee meeting is scheduled for December 1.

**IX. CITIZEN COMMISSION VACANCIES**

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

**X. CITIZEN COMMISSION APPOINTMENTS, REAPPOINTMENTS, REMOVAL, RESIGNATION AND CHAIR APPOINTMENTS**

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

**Transportation Commission**

Appointment of Andre Bonakdar, as Member, with a term to expire November 19, 2015

A voice vote was taken and the motion was approved.

**XI. VILLAGE MANAGER REPORTS**

Ms. Pavlicek announced that Village Hall will be closed on Thursday, November 22 and Friday, November 23 in observance of the Thanksgiving holiday. The next Regular Board Meeting would be on Monday, December 10.

**XII. SECOND READING**

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

**A. Second Reading of an Ordinance Amending Quarterly Parking Permit Fees for On-Street and Lots/Garages as Set Forth in Chapter 15 of the Village Code**

Ms Pavlicek and Interim Parking Services Manager Jill Velan answered questions from the Board.

**D. It was moved and seconded that Ordinance 2012-0-65 entitled ORDINANCE AMENDING QUARTERLY PARKING PERMIT FEES FOR ON-STREET AND LOTS/GARAGES AS SET FORTH IN CHAPTER 15 OF THE VILLAGE CODE be adopted.**

Trustee Johnson expressed concern regarding four successive yearly increases for on-street lot and garage permits without any corresponding increase to hourly garage fees, as the construction of garages was the source of the Parking Fund deficit. Renters and condo owners will again be adversely affected by this increase, while meter and hourly garage users will not. Ms. Velan stated that garage and meter rates will be considered later. However, meter rates cannot be raised without new technology, as meters currently accept only coins and further increases cannot be accommodated with current equipment. She added that she is working on options that can be implemented to accommodate increases. Increased garage rates should be used with caution, as people may find alternatives in some areas. She anticipates addressing this in 2013.

The roll call on the vote was as follows:

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

NAYS: Trustee Johnson

ABSENT: Trustee Salzman

The ordinance was adopted.

**B. Second Reading of an Ordinance Amending Sections 26-2-2(A) and 26-2-2(B) of the Village Code Relating to the Meter Charges for Water and Sewer Services**

Trustee Johnson asked for clarification regarding the 8% actual increase versus a prior discussion of a 10% increase. Chief Financial Officer Craig Lesner explained that only water is going up 10%; this rate combines water and sewer services.

**E. It was moved and seconded that Ordinance 2012-0-66 entitled ORDINANCE AMENDING SECTIONS 26-2-2(A) AND 26-2-2(B) OF THE VILLAGE CODE RELATING TO THE METER CHARGES FOR WATER AND SEWER SERVICES be adopted.**

The roll call on the vote was as follows:

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

NAYS: None

ABSENT: Trustee Salzman

The ordinance was adopted.

**C. Second Reading of an Ordinance Amending Section 20-7-2(E) of the Village Code Relating to Rates for Collection of Garbage, Refuse and Recycling Charges**

There were no comments.

- F. It was moved and seconded that Ordinance 2012-0-67 entitled **ORDINANCE AMENDING SECTION 20-7-2(E) OF THE VILLAGE CODE RELATING TO RATES FOR COLLECTION OF GARBAGE, REFUSE AND RECYCLING CHARGES** be adopted.

The roll call on the vote was as follows:

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

NAYS: None

ABSENT: Trustee Salzman

The ordinance was adopted.

### **XIII. REGULAR AGENDA**

- G. It was moved and seconded that the **Adoption of State Mandated Regulations Related to Building Construction as Recommended by the Building Code Advisory Commission** be approved.

The roll call on the vote was as follows:

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

NAYS: None

ABSENT: Trustee Salzman

The motion was approved.

- H. **Overview and Discussion of the Police and Fire Pension Funds**

Ms. Pavlicek noted that a joint meeting of the Finance Committee, Police Pension Board and Fire Pension board was held and it was requested that a discussion take place before the full Board.

Mr. Lesner stated that the purpose of this meeting was to reach agreement on assumptions that drove the recommended 2012 Tax Year property levies. Wrong assumptions could result in future under-funding of pension liability. These assumptions are rate of return, rate of increase in salary and total payroll. All three entities were in agreement regarding a 7% rate of return and a 4.5% rate of increase in salary. No material changes in total payroll were anticipated.

Mr. Lesner answered questions from the Board and explained how these rates were agreed upon.

- K. It was moved and seconded that Resolution 2012-R-243 entitled **RESOLUTION AUTHORIZING THE PURCHASE OF ACCELA'S TIDEMARK ANNUAL SOFTWARE MAINTENANCE SERVICE** be adopted.

Trustee Johnson noted that he had questioned whether this expenditure should be made, as Tidemark would be phased out in 2013. IT Director Alvin Nepomuceno stated that Building and Property Standards needs this support regarding critical operations in that department. He highly recommended acquiring this service. Ms. Pavlicek added that this would be paid in two parts; \$15,000 for the first six months and, if the software had not been replaced, a second installment of \$15,000 for the remainder of 2013.

The roll call on the vote was as follows:

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

NAYS: None

ABSENT: Trustee Salzman

The resolution was adopted.

#### **XIV. CONSENT AGENDA**

- I. Resolution 2012-R-244 entitled **RESOLUTION AUTHORIZING EXECUTION OF A CONTRACT WITH SIKICH, LLP TO PERFORM AUDITING SERVICES OF FISCAL YEAR 2012 FOR AN AMOUNT NOT TO EXCEED \$65,000**
- J. Ordinance 2012-O-68 entitled **ORDINANCE AMENDING CHAPTER 20, ARTICLE 7 OF THE VILLAGE CODE RELATING TO GARBAGE, WEEDS AND LITTERING**
- L. Resolution 2012-R-245 entitled **RESOLUTION AUTHORIZING THE PURCHASE OF FIVE (5) SOLAR POWERED CALE PAY-BY-SPACE TERMINALS FOR VILLAGE PARKING LOTS FROM TOTAL PARKING SOLUTIONS, INC. IN A TOTAL AMOUNT NOT TO EXCEED \$58,225**
- M. Resolution 2012-R-246 entitled **RESOLUTION AMENDING THE GUIDELINES OF THE SINGLE FAMILY REHABILITATION LOAN PROGRAM**
- N. Resolution 2012-R-247 entitled **RESOLUTION AUTHORIZING THE PURCHASE OF 11 VIDEO SYSTEMS FROM CDS OFFICE SYSTEMS, INC. AND WAIVING BID PROCESS WITH USE OF ILLINOIS STATE CONTRACT**
- O. **Motion to Accept the Zoning Board of Appeals' Findings and Recommendations as Proposed and Direct Staff to Prepare an Ordinance Approving a Special Use Permit to Operate a Medical Services Facility (Suburban Physical Therapy) at 6804 Roosevelt Road**
- P. **Motion to Refer Application for Special Use Permit from P.A.C.T.T. Learning Center to Operate a Group Residential-Care Home at 119 S. Harvey Avenue to the Zoning Board of Appeals to Hold a Public Hearing**
- Q.1. Resolution 2012-R-248 entitled **RESOLUTION AUTHORIZING THE EXECUTION OF A ONE-YEAR AGREEMENT WITH WINKLER'S TREE SERVICE FOR 2013 TREE PRUNING SERVICES, NOT TO EXCEED \$120,000.00**
- Q.2. Resolution 2012-R-249 entitled **RESOLUTION AUTHORIZING THE EXECUTION OF ONE-YEAR AGREEMENT WITH B. HANEY & SONS FOR 2013 SUMMER SEASON TREE REMOVAL AND EMERGENCY SERVICES, IN A COMBINED NOT TO EXCEED \$375,000.00** and Resolution 2012-R-249A entitled **RESOLUTION AUTHORIZING THE EXECUTION OF ONE-YEAR AGREEMENT WITH WINKLER'S TREE SERVICE FOR 2013 SUMMER SEASON TREE REMOVAL AND EMERGENCY SERVICES, IN A COMBINED NOT TO EXCEED \$375,000.00**

- Q.3. Resolution 2012-R-250 entitled **RESOLUTION AUTHORIZING THE EXECUTION OF A ONE-YEAR AGREEMENT WITH A&B LANDSCAPING AND TREE SERVICE FOR 2013 WINTER SEASON TREE REMOVAL AND EMERGENCY SERVICES, NOT TO EXCEED \$125,000.00**
- Q.4. Resolution 2012-R-251 entitled **RESOLUTION AUTHORIZING A CONTRACT FOR A ONE-YEAR PERIOD WITH A&B LANDSCAPING AND TREE SERVICE FOR STUMP REMOVAL AND RESTORATION SERVICES IN 2013 NOT TO EXCEED \$85,000.00**
- R. Resolution 2012-R-252 entitled **RESOLUTION AUTHORIZING THE PURCHASE OF 3,000 TONS OF ROCK SALT FROM MORTON SALT INC. OF CHICAGO, ILLINOIS AT \$50.67 PER TON FOR THE 2012/2013 SNOW SEASON IN AN AMOUNT NOT TO EXCEED \$152,010.00 AND WAIVING THE VILLAGE'S BIDDING PROCESS**
- S. Resolution 2012-R-253 entitled **RESOLUTION AUTHORIZING EXECUTION OF A 5-YEAR PROGRAMMATIC AGREEMENT WITH THE ILLINOIS HISTORIC PRESERVATION OFFICER FOR CERTAIN CDBG, HUD AND IHDA PROGRAMS ADMINISTERED BY THE VILLAGE OF OAK PARK**
- T. Resolution 2012-R-254 entitled **RESOLUTION TO WAIVE THE MORTGAGE REQUIREMENT FOR A MULTI-FAMILY GRANT, MSA 1105-G**
- W. Resolution 2012-R-255 entitled **RESOLUTION AUTHORIZING THE PURCHASE OF TWO (2) ELECTRIC VEHICLE CHARGING STATIONS FOR THE HOLLEY COURT AND AVENUE GARAGES FROM SB ENERGY SOLUTIONS IN A TOTAL AMOUNT NOT TO EXCEED \$28,162.35**
- X. Resolution 2012-R-256 entitled **RESOLUTION AUTHORIZING THE EXECUTION OF A SETTLEMENT AND RELEASE AGREEMENT WITH FOLEY-RICE CADILLAC, INC AND ESSEX FOLEY LLLP**
- Y. Ordinance 2012-O-69 ENTITLED **ORDINANCE AMENDING CHAPTER 3, ARTICLE 8, SECTION 1 AND CHAPTER 3, ARTICLE 8, SECTION 2 OF THE CODE OF THE VILLAGE OF OAK PARK REGARDING CORRECTIONS TO EXISTING LIQUOR LICENSE HOLDERS AND INACTIVE LIQUOR LICENSES**
- Z. **Motion to Approve the Bills in the Amount of \$718,092.34 for the Week Beginning November 5th through November 16<sup>th</sup>**

**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 and Tucker; President Pope

NAYS: None

ABSENT: Trustee Salzman

The Consent Agenda was approved.

**CALL TO THE BOARD AND CLERK**

Village Clerk Powell spoke about events held at Unity Temple during the past week. She also acknowledged those honored at the Employee Recognition event earlier this evening as well as wishing everyone a safe and happy Thanksgiving.

Trustee Tucker also recognized the Unity Temple events.

Trustee Lueck wished all a happy Thanksgiving. She spoke about the recent special use permit request for the daycare center on South Marion, noting that this could have been handled differently.

Trustee Johnson suggested investigating clearer instructional signage on the new pay-by-space terminals prior to installation. He also referred to Item W and expressed concern about the State rebate program for electric vehicle charging stations. In closing, Trustee Johnson discussed the special use request and the South Marion retail overlay issue.

Trustee Brewer expressed support for the Religious Freedom and Marriage Fairness Act.

Trustee Hedges spoke about former Village President Philbin.

Interim Village Manager Pavlicek stated that staff will follow up on the pay-by-space signs as well as the State rebate issues. She would also get feedback regarding retail on South Marion Street.

President Pope also discussed the daycare center special use request and agreed with Trustee Lueck about the need to provide guidance to businesses to locate appropriate sites. He also wished everyone a happy Thanksgiving and reminded those driving vehicles to be watchful of children, as they will be out of school on Thursday and Friday.

**ADJOURN**

It was moved and seconded to adjourn. A voice vote was taken and the motion was approved. The meeting adjourned at 8:59 P.M. Monday, November 19, 2012.

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

By: MaryAnn Schoenneman  
Interim Deputy Village Clerk

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Teresa Powell, Village Clerk