

**MINUTES OF THE REGULAR MEETING OF THE
PRESIDENT AND BOARD OF TRUSTEES
OF THE VILLAGE OF OAK PARK
HELD ON MONDAY, DECEMBER 3, 2001 AT 7:30 P.M.
IN THE COUNCIL CHAMBERS OF THE VILLAGE HALL**

OFFICIAL RECORD:

REGULAR
MEETING
12/03/2001

PRESENT: Trustees Carpenter, Ebner, Gockel, Hodge-West, Kostopulos and Turner and President Trapani

ABSENT: None

QUORUM: President Trapani convened the Regular meeting of the Village Board at 7:30 p.m. and declared that a quorum was present.

MINUTES:

MINUTES

President Trapani stated there were no Minutes to approve.

APPOINTMENTS:

APPOINT-
MENTS

It was moved by Trustee Turner, seconded by Trustee Kostopulos to concur in the following appointments by President Trapani:

Community Development Citizens Advisory Commission

Appointment of Thomas Gray, as member, for a term to expire March 19, 2004.

Appointment of Deborah Spector, as member, for a term to expire March 19, 2004.

Environmental & Energy Advisory Commission

Appointment of Student Tess Capen, as member, for a term to expire December 30, 2002.

NON-AGENDA PUBLIC COMMENT:

NON-AGENDA
PUBLIC
COMMENT

Joel Sheffel, 114 South Humphrey Avenue, stated that in August 2001, he began printing a newsletter containing information that many persons with disabilities have found useful. On November 21, 2001, the West Suburban Access News Association was formed as a nonprofit corporation in order to better serve persons with disabilities and their families. They are working to educate the general public on the correct way to refer to a person with a disability. He asked that the Village join the group as an organizational member.

Ramy Saif, 341 N. Oak Park Avenue, distributed to the Village Board a document written by him. He said he wanted to get the Madison Street/Oak Park Avenue problem resolved and indicated that he is open to suggestions. Village Attorney Heise, responding to a question from President Trapani, indicated that Mr. Saif has the right to say what he wishes but that since the Village is in litigation with Mr. Saif on this issue, he would advise the Board against being involved in a discussion. Mr. Saif stated that this has been a stressful situation for him and his family. He is willing to communicate but the Village has told him there cannot be communication because the Village is involved in eminent domain litigation regarding the property.

Allen Green, 213 Thomas Street, indicated that on November 5th he addressed the Village Board regarding the possible over payment to A & B Landscaping for pruning done last winter. He said he still has not received a response from the Village regarding this matter. He asked Village Manager Swenson when he might expect an answer to his questions.

President Trapani stated that all public comments would be heard and then she would ask for clarification on the contract.

Kathryn Jonas, 124 South East Avenue, read a paper she prepared and distributed. She said she attended the neighborhood meeting on tree trimming at Mann School and asked what the plan is "for completing the pruning of the 30 blocks in my neighborhood south of South Boulevard." Mr. Semelka told her that there are "budgetary constraints for that area" and that he has not decided how the issue will be handled. She asked how there can be budgetary constraints when the Village is proceeding with contracts for areas north of Lake Street. Will there be a neighborhood meeting for her area? Who will perform the pruning and what specifications will be followed? Who will respond to the questions she asked at the November 5, 2001 Village Board meeting?

Bruce Samuels, 613 South Lombard Avenue, read into the record an item that appeared in the *Chicago Tribune* on November 19. The article commented on the 40 residents who gathered to protest tree pruning by a Village contractor. Members of the "Save Our Trees Coalition" said A & B Landscaping cut too many branches on most of the trees the company pruned from January to April. Mentioned in the article was the study paid for by the group, which said that because more than 25% of the foliage had been removed from many trees, the health of the trees might decline to the point of the trees dying.

President Trapani asked Village Manager Swenson if a staff person could address some of the concerns presented or if the Manager's Office will take names of the people who spoke and contact them. Mr. Swenson said both things could be done. There has not been an over payment to A & B Landscaping. The company is working within the contractual amounts. The Forestry Commission is reviewing the tree trimming standards and will make a report to the Village Board when the review is complete. There have been three widely advertised community meetings to talk about the work now underway. There were 20 to 30 people at each

meeting; approximately 2000 invitations were issued for each meeting. There were good questions and information sharing. Staff and contractors have adjusted pruning methods to "err on the side of leaving limbs that in the past may have been taken." Staff is not honoring requests for additional removal of limbs, which was a source of some of the problems in last year's trimming cycle.

President Trapani indicated Village Manager Swenson can get the sign-in sheets from Village Clerk Sokol so that responses can be given via phone calls or letters, with copies given to the Village Board of any letters written in response to questions presented.

PUBLIC HEARING

- A. Truth in Taxation Public Hearing on the Village of Oak Park's 2001 Property Tax Levy

TRUTH IN
TAXATION
PUBLIC
HEARING

Village Manager Swenson stated that State law requires the Truth-in-Taxation public hearing.

Finance Director Greg Peters explained that State law requires all municipalities in Cook County to conduct a public hearing on the proposed 2001 property tax levy for taxes to be collected in 2002. The hearing must occur on the first Monday of December, prior to the adoption of a municipality's annual tax levy. The legal notice announcing the Village's public hearing was published on November 21, 2001 and citizens were invited to present written or oral comments. Mr. Peters said that his office received no written correspondence on this matter.

The proposed budget assumes an increase of 1.05% in the Village's portion of the 2001 tax levy, resulting from a pass-through cost increase in Public Safety pension benefits that was approved by the State legislature. The Village recently issued a second General Obligation Bond on behalf of the Oak Park Public Library; so the final levy "reflects a total eight percent increase in the combined Village and Library tax levy" to begin funding the repayment of that debt in 2002. It is important to remember that the requested rate increase is not on the total tax bill, but will affect only the portion of the tax bill for the Village and Library, which is approximately 18% of the total amount of real estate taxes paid.

Mr. Peters recommended that the Board invite interested citizens to comment on the proposed 2001 tax levy at this time. President Trapani asked if there were anyone wishing to comment. No one responded. Mr. Peters recommended that the Village Board adopt the 2001 tax levy and related abatement ordinances on the agenda. He thanked the Village Board for their guidance and assistance in the budget process.

Consent Agenda

- B. Ordinance Adopting the Annual Budget for the Village of Oak Park for its Fiscal Year Beginning January 1, 2002.

ANNUAL
BUDGET FOR
FISCAL YEAR

Village Manager Swenson introduced the item and noted that while we are not a large municipality, the Village of Oak Park is a complex municipality with a complex budget. He asked Finance Director Peters to give an overview of the budget.

Mr. Peters noted that the Public Hearing on the budget was held November 19, 2001. Prior to that time, the Village Board met five times to review the budget. He stated the Village Board was being asked to adopt a total expenditure budget of \$133,850,070. That figure includes inter-fund transfers of \$35,898,802, resulting in a net annual budget of \$97,951,268.

The General Fund portion of the budget includes an increase of 4.66 full-time equivalent personnel. These employees will enhance service delivery in the Building and Property Standards, Development Services, and Human Resources Departments. Two part-time crossing guard positions will also be funded. There is continued emphasis on the Village's Capital Improvement Program, and the budget includes \$25,100,000 for capital improvements to the Village's infrastructure.

In reviewing budgeted revenues, Staff was able to reduce budget assumptions by approximately \$750,000 in anticipation of possible slow downs in some economically sensitive revenues. Expenditures did not have to be reduced by the same amount, however, because some built-in coverages for expenditures already existed in the proposed budget.

Trustee Gockel indicated he wanted to emphasize Mr. Peter's observation that this budget "was established in the context of a possible economic slow down." Recently, the Governor has expressed concern about the State budget and Mayor Daley has expressed like concern about the budget for the City of Chicago. Trustee Gockel stated that the Village Manager has identified core expenditures, which the Village Board is committed to supporting. There are, however, items outside of the identified core expenditures that have been budgeted as expenses that may be eliminated if the Village experiences a slow down in anticipated revenues.

Trustee Hodge-West stated she intends to vote for approval of the budget, but she wants the Village Manager and the Finance Director to examine regularly the expenditure line items for the strategic and nonstrategic cost centers in the budget so that swift and decisive action can be taken if the economy worsens. Additionally, Trustee Hodge-West requested that the Village Manager and Finance Director not fill the new positions until the end of the first quarter so that the Village will have a better idea of the direction in which the economy is heading.

President Trapani commented that she appreciates the diligence of Mr. Peters and his staff and Village Manager Swenson; and she trusts Mr. Peters and Mr. Swenson to keep the Village Board apprised of economic trends.

Trustee Hodge-West noted that Mr. Peters said he would provide the Board

with copies of the General Fund savings explanations and details. She asked that the document be placed in Board members' boxes. Mr. Peters said copies will be made available for the Board.

Ordinance 2001-0-86 entitled **ORDINANCE ADOPTING THE ANNUAL BUDGET OF THE VILLAGE OF OAK PARK FOR ITS FISCAL YEAR BEGINNING JANUARY 1, 2002** was submitted for adoption.

C. Property Tax Levies

TAX LEVY
ORDINANCES

Village Manager Swenson introduced each of the 2001 Tax Levy ordinances.

- (1) Ordinance for the Levy and Assessment of Taxes for the Fiscal Year Beginning January 1, 2001 and Ending December 31, 2001 of the Village of Oak Park, County of Cook, State of Illinois
- (2) Ordinance Providing for the Levy and Assessment of Taxes for the 2001 Tax Levy in and for the Village of Oak Park Special Service Area Number One
- (3) Ordinance Providing for the Levy and Assessment of Taxes for the 2001 Tax Levy in and for the Village of Oak Park Special Service Area Number Four
- (4) Ordinance Providing for the Levy and Assessment of Taxes for the 2001 Tax Levy in and for the Village of Oak Park Special Services Area Number Five
- (5) Ordinance Providing for the Levy and Assessment of Taxes for the 2001 Tax Levy in and for the Village of Oak Park Special Service Area Number Six

Mr. Peters explained that item (1) is the main tax levy ordinance and pertains to the four Village funds that receive tax dollars and the Library fund. The total amount to be raised by tax levy is \$18,915,365. The Library fund comprises approximately \$6.3 million. As the Village borrows money for the new Library on Lake Street, the liability of the debt is being transferred to the Library's portion of the real estate tax bill. Next year's tax bills will show an approximately \$.18/\$100 EAV increase in the Library levy. This money will come to the Village on behalf of the Library.

Mr. Peters explained that the Board's action tonight will allow the Village to abate almost \$9 million of debt that would normally be on the property tax bill next year. Without the abatements, instead of \$18,915,365 being needed, the Village would require approximately \$28 million in property taxes. The abatements allow the Village to use funding sources other than property taxes to pay off the debt.

Items (2)-(5) are for special service areas located in the Village that the

Village has borrowed money for or lent money to in order to provide a specific service. Most recently, the Village provided funds in Special Service Area Number Six for streetscaping in the Oak Park/Eisenhower area. The Village shared the cost with the taxpayers and property owners in the area and the cost of that benefit is being spread over a 10-year period.

Ordinance 2001-0-87 entitled **AN ORDINANCE FOR THE LEVY AND ASSESSMENT OF \$18,915,365 IN PROPERTY TAXES FOR THE FISCAL YEAR BEGINNING JANUARY 1, 2001 AND ENDING DECEMBER 31, 2001 OF THE VILLAGE OF OAK PARK, COUNTY OF COOK, STATE OF ILLINOIS** was submitted for adoption.

Ordinance 2001-0-88 entitled **AN ORDINANCE FOR THE LEVY AND ASSESSMENT OF TAXES FOR THE FISCAL YEAR BEGINNING JANUARY 1, 2001 AND ENDING DECEMBER 31, 2001 IN AND FOR VILLAGE OF OAK PARK SPECIAL SERVICE AREA NUMBER ONE** was submitted for adoption.

Ordinance 2001-0-89 entitled **AN ORDINANCE FOR THE LEVY AND ASSESSMENT OF TAXES FOR THE FISCAL YEAR BEGINNING JANUARY 1, 2001 AND ENDING DECEMBER 31, 2001 IN AND FOR VILLAGE OF OAK PARK SPECIAL SERVICE AREA NUMBER FOUR** was submitted for adoption.

Ordinance 2001-0-90 entitled **AN ORDINANCE FOR THE LEVY AND ASSESSMENT OF TAXES FOR THE FISCAL YEAR BEGINNING JANUARY 1, 2001 AND ENDING DECEMBER 31, 2001 IN AND FOR VILLAGE OF OAK PARK SPECIAL SERVICE AREA NUMBER FIVE** was submitted for adoption.

Ordinance 2001-0-91 entitled **AN ORDINANCE FOR THE LEVY AND ASSESSMENT OF TAXES FOR THE FISCAL YEAR BEGINNING JANUARY 1, 2001 AND ENDING DECEMBER 31, 2001 IN AND FOR VILLAGE OF OAK PARK SPECIAL SERVICE AREA NUMBER SIX** was submitted for adoption.

D. Ordinances Providing for the Tax Levy Abatement of Various Bond Issues

TAX
ABATEMENTS

- (1) Ordinance Providing for the Abatement of \$1,164,900 of the 2001 Tax Levy for the Series 1988 General Obligation Bonds
- (2) Ordinance Providing for the Abatement of \$220,963 of the 2001 Tax Levy for the Series 1992A General Obligation Bonds
- (3) Ordinance Providing for the Partial Abatement of \$540,656 of the 2001 Tax Levy for the Series 1993A General Obligation Refunding Bonds
- (4) Ordinance Providing for the Partial Abatement of \$243,683 of the 2001 Tax Levy for the Series 1995A General Obligation Bonds

- (5) Ordinance Providing for the Partial Abatement of \$888,592 of the 2001 Tax Levy for the Series 1995B General Obligation Bonds
- (6) Ordinance Providing for the Partial Abatement of \$123,800 of the 2001 Tax Levy for the Series 1996 General Obligation Bonds
- (7) Ordinance Providing for the Abatement of \$166,530 of the 2001 Tax Levy for the Series 1996A General Obligation Refunding Bonds
- (8) Ordinance Providing for the Abatement of \$332,974 of the 2001 Tax Levy for the Series 1996B General Obligation Bonds
- (9) Ordinance Providing for the Abatement of \$806,545 of the 2001 Tax Levy for the Series 1998 General Obligation Bonds
- (10) Ordinance Providing for the Partial Abatement of \$166,739 of the 2001 Tax Levy for the Series 1999 General Obligation Bonds
- (11) Ordinance Providing for the Partial Abatement of \$1,201,000 of the 2001 Tax Levy for the Series 2000 General Obligation Bonds
- (12) Ordinance Providing for the Abatement of \$1,359,168 of the 2001 Tax Levy for the Series 2001 General Obligation Bonds

Trustee Gockel, in order to make the abatement process clearer for the community, offered the following scenario: In 1993, the Village borrowed money for a specific purpose by issuing a bond. Each year until all the money is paid back, the Village is obligated to pay the bondholders a certain amount of principal and interest. Usually, the Village would levy a tax for the forthcoming year to pay back that year's portion of the debt. With an abatement, the Village is reducing the next year's tax levy by a certain amount, and taking money from other sources of previously collected revenues to meet the payment of the debt so that bondholders are still receiving the agreed upon principal and interest.

Responding to a question from Trustee Gockel, Mr. Peters explained that the Village maintains a balance in the debt service fund. With regard to debt service, there are usually expenses the Village does not levy for. For instance, an accounting firm does arbitrage calculations each year and that service costs \$10 to \$12 thousand. The fund balance for interest earnings is about \$120,000 right now. In the 2003 budget, these fund balances could be used to abate one of the issues or the funds can be transferred to another operating fund.

Trustee Gockel noted that our forthcoming tax levy will be diminished to the extent that the Village is abating our debt service and that the Village is able to abate because there are fund balances in other accounts that can be used, or there are sources of income other than next year's taxes which are available for use. Mr. Peters indicated that in most cases other sources of income, such as TIF, Parking and Housing Bonds, will be used for abatement purposes.

Ordinance 2001-0-92 entitled **AN ORDINANCE PROVIDING FOR ABATEMENT OF \$1,164,900 OF THE 2001 TAX LEVY (General Obligation Corporate Purpose Bonds, Series 1988)** was submitted for adoption.

Ordinance 2001-0-93 entitled **AN ORDINANCE PROVIDING FOR ABATEMENT OF \$220,963 OF THE 2001 TAX LEVY (General Obligation Corporate Purpose Bonds, Series 1992A)** was submitted for adoption.

Ordinance 2001-0-94 entitled **AN ORDINANCE PROVIDING FOR PARTIAL ABATEMENT OF \$540,655 OF THE 2001 TAX LEVY (General Obligation Corporate Purpose Bonds, Series 1993A Refunding Bonds)** was submitted for adoption.

Ordinance 2001-0-95 entitled **AN ORDINANCE PROVIDING FOR PARTIAL ABATEMENT OF \$243,683 OF THE 2001 TAX LEVY (General Obligation Corporate Purpose Bonds, Series 1995A)** was submitted for adoption.

Ordinance 2001-0-96 entitled **AN ORDINANCE PROVIDING FOR PARTIAL ABATEMENT OF \$888,592 OF THE 2001 TAX LEVY (General Obligation Corporate Purpose Bonds, Series 1995B)** was submitted for adoption.

Ordinance 2001-0-97 entitled **AN ORDINANCE PROVIDING FOR PARTIAL ABATEMENT OF \$123,800 OF THE 2001 TAX LEVY (1996 General Obligation Bond Issue)** was submitted for adoption.

Ordinance 2001-0-98 entitled **AN ORDINANCE PROVIDING FOR ABATEMENT OF \$166,530 OF THE 2001 TAX LEVY (General Obligation Refunding Bonds, Series 1996A)** was submitted for adoption.

Ordinance 2001-0-99 entitled **AN ORDINANCE PROVIDING FOR ABATEMENT OF \$332,974 OF THE 2001 TAX LEVY (1996B General Obligation Corporate Purpose Bonds)** was submitted for adoption.

Ordinance 2001-0-100 entitled **AN ORDINANCE PROVIDING FOR ABATEMENT OF \$806,545 OF THE 2001 TAX LEVY (1998 General Obligation Corporate Purpose Bonds)** was submitted for adoption.

Ordinance 2001-0-101 entitled **AN ORDINANCE PROVIDING FOR PARTIAL ABATEMENT OF \$166,739 OF THE 2001 TAX LEVY (1999 General Obligation Corporate Purpose Bonds)** was submitted for adoption.

Ordinance 2001-0-102 entitled **AN ORDINANCE PROVIDING FOR PARTIAL ABATEMENT OF \$1,201,000 OF THE 2001 TAX LEVY (2000 General Obligation Corporate Purpose Bonds)** was submitted for adoption.

Ordinance 2001-0-103 entitled **AN ORDINANCE PROVIDING FOR ABATEMENT OF \$1,359,168 OF THE 2001 TAX LEVY (2001 General Obligation Corporate Purpose Bonds)** was submitted for adoption.

- E. An Ordinance Amending Section 26-2-2 of the Village Code Relating to the Meter Charges for Water Services

METER
CHARGES FOR
WATER
SERVICES

Village Manager Swenson explained that beginning January 1, 2002, the City of Chicago will charge the Village an additional four percent for the water it supplies to the Village. This increase is being passed on to water users in the Village. Trustee Ebner noted that this increase will add approximately ten cents per one thousand gallons used to a person's water bill. Mr. Peters stated that the increase applies only to the water rate and does not affect the sewer charges.

Ordinance 2001-0-104 entitled **ORDINANCE AMENDING SECTION 26-2-2(A) OF THE VILLAGE CODE RELATING TO THE WATER METER CHARGES FOR WATER SERVICES** was submitted for adoption.

- F. Special Tax Allocation Funds

SPECIAL TAX
ALLOCATION
FUNDS

Village Manager Swenson introduced the following items:

- (1) Resolution Authorizing the Designation of Special Tax Allocation Fund Balances in the Madison Street TIF Fund to Projects for the 2001 Fiscal Years
- (2) Resolution Authorizing the Designation of Special Tax Allocation Fund Balances in the Downtown TIF Fund to Projects for the 2001 Fiscal Years
- (3) Resolution Declaring a Distribution of \$111,551.36 in Tax Increment Revenues from the Madison Street TIF District to Taxing Districts Based Upon 2000 Tax Rates
- (4) Resolution Declaring a Distribution of \$1,057,263.82 in Tax Increment Revenues from the Downtown Oak Park TIF District to Taxing Districts Based Upon 2000 Tax Rates

President Trapani asked Mr. Peters if the action the Board is taking regarding Item F(1) is within the limits of the new State statutes regarding Tax Increment Financing Districts. The new law more clearly regulates the statutory definition of "surplus." Mr. Peters indicated that action taken on both F(1) and F(2) will reserve the fund balances for the several potential projects relating to property acquisition now underway that will utilize the existing fund balances and future increment.

The distribution from TIF funds as noted in Items (3) and (4) is not based upon a surplus in the funds. Instead the distributions are based upon a settlement agreement between the Village and School District #97. The Agreement says that

based upon a deficiency on the part of District #97 and upon their tax rate and what they would have collected if the TIF Districts were not in place, the Village is to distribute 25% of the deficiency to District #97 from the Madison Street TIF fund (\$42,322) and 22 1/2 % of the deficiency from the Downtown Oak Park TIF fund (\$371,567) to District #97.

Trustee Turner asked if the projects the Village has scheduled to complete fall well within the State statutes to satisfy the surplus designation regulation and Mr. Peters said, "Yes." The Village Board passed a resolution of this type last year, as well, and the State Comptroller's office approved the Village Board's action.

Trustee Hodge-West asked Mr. Peters to explain the reason the distribution is based upon the 2000 tax rate. He stated that the 2000 tax number is the most recent property tax rate.

Resolution 2001-R-210 entitled **RESOLUTION AUTHORIZING THE DESIGNATION OF SPECIAL TAX ALLOCATION FUND BALANCES IN THE MADISON STREET TIF FUND TO PROJECTS FOR THE 2001 FISCAL YEAR** was submitted for adoption.

Resolution 2001-R-211 entitled **RESOLUTION AUTHORIZING THE DESIGNATION OF SPECIAL TAX ALLOCATION FUND BALANCES IN THE DOWNTOWN TIF FUND TO PROJECTS FOR THE 2001 FISCAL YEAR** was submitted for adoption.

Resolution 2001-R-212 entitled **RESOLUTION DECLARING A DISTRIBUTION OF \$111,551.36 IN TAX INCREMENT REVENUES FROM THE MADISON STREET TIF DISTRICT TO TAXING DISTRICTS BASED UPON 2000 TAX RATES** was submitted for adoption.

Resolution 2001-R-213 entitled **RESOLUTION DECLARING A DISTRIBUTION OF \$1,057,263.82 IN TAX INCREMENT REVENUES FROM THE DOWNTOWN OAK PARK TIF DISTRICT TO TAXING DISTRICTS BASED UPON 2000 TAX RATES** was submitted for adoption.

G. Family Service and Mental Health Center Agreements

- (1) Resolution Authorizing Execution of a Professional Services Contract with Family Service and Mental Health Center of Oak Park and River Forest to Provide Crisis Intervention Services for the Police Department
- (2) Resolution Authorizing Execution of a Professional Services Agreement with Family Service and Mental Health Center of Oak Park and River Forest to Provide Social Service Work for Community Services Department

FAMILY SERVICE AND MENTAL HEALTH CENTER AGREEMENTS

Village Manager Swenson explained that the Police Department has had a

professional services contract with this entity for some time. The competitive bidding process is described in the packet provided to Board members. The agreement between Family Service and Mental Health Center and the Community Services Department is a new one.

Resolution 2001-R-214 entitled **RESOLUTION AUTHORIZING EXTENSION OF A PROFESSIONAL SERVICES CONTRACT WITH FAMILY SERVICE AND MENTAL HEALTH CENTER OF OAK PARK AND RIVER FOREST FOR THE OAK PARK POLICE** was submitted for adoption.

Resolution 2001-R-215 entitled **RESOLUTION AUTHORIZING EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT WITH FAMILY SERVICE AND MENTAL HEALTH CENTER OF OAK PARK AND RIVER FOREST FOR THE OAK PARK COMMUNITY SERVICES DEPARTMENT** was submitted for adoption.

- H. Resolution Authorizing the Execution of an Intergovernmental Agreement Authorizing Participation in the West Suburban Major Crime Task Force

INTERGOVERNMENTAL AGREEMENT WITH WEST SUBURBAN MAJOR CRIME TASK FORCE

Resolution 2001-R-216 entitled **RESOLUTION AUTHORIZING THE EXECUTION OF AN INTERGOVERNMENTAL AGREEMENT AUTHORIZING PARTICIPATION IN THE WEST SUBURBAN MAJOR CRIME TASK FORCE** was submitted for adoption.

Trustee Turner stated that he likes to see this type of intergovernmental cooperation, which was in place before September 11. Several municipalities are involved in this Agreement to provide mutual support, and additional municipalities are expected to join the group.

- I. Resolution Authorizing Execution of an Amended Agreement for Intergovernmental Cooperation with Park District of Oak Park

INTERGOVERNMENTAL AGREEMENT WITH PARK DISTRICT

Village Manager Swenson explained that this amendment adds a sixth year to the Village's five-year agreement with the Park District to provide funding for recreational services offered on behalf of the Village. President Trapani noted that in 2001, the Village provided \$1,498,154 to the Park District and commented that this is an important partnership. The resolution authorizes extension of the Agreement for one year.

Trustee Gockel referred to the Agenda Item Commentary, which indicates \$50,000 has been budgeted in year 2002 for a consultant to aid the Village in the process of negotiating and developing a new contract with the Park District. He said it is his understanding that whether or not the consultant is hired, the agreement and working relationship between the Village and the Park District is still to be reviewed, analyzed and discussed. Mr. Swenson agreed and indicated both entities have seen a need to update the agreement to better meet the needs of the Village and the Park District. President Trapani indicated her belief that a citizens group is reviewing the infrastructure of the Park District. Mr. Swenson said the citizens group is to make recommendations to the Park Board and that

those recommendations will likely impact discussions the Village will have with the Park District.

Resolution 2001-R-217 entitled **RESOLUTION AUTHORIZING EXECUTION OF AN AMENDED AGREEMENT FOR INTERGOVERNMENTAL COOPERATION WITH PARK DISTRICT OF OAK PARK** was submitted for adoption.

J. Resolutions Authorizing Execution of Partner Agreements

PARTNER
AGREEMENTS

- (1) Oak Park Residence Corporation
- (2) Oak Park Regional Housing Center
- (3) Oak Park Development Corporation
- (4) Oak Park Visitors Bureau
- (5) Downtown Oak Park
- (6) Oak Park Arts Council

Village Manager Swenson introduced the Agreements and said the Village enters into the agreements on an annual basis with these important community partners who work with the Village primarily in the areas of economic development and housing. He noted that as requested by the Village Board, changes were made in the Oak Park Regional Housing Center agreement with regard to reporting requirements and in the Oak Park Area Arts Council agreement regarding potential funding to the Festival Theatre. It is anticipated the Festival Theatre will participate in the Art Council's funding process which includes analysis of the applicant's needs and then the processing of a special grant, if warranted.

Trustee Hodge-West said she does not see anything in the material provided which speaks to contracting opportunities for women and minorities as part of a Partner's obligation in order to receive Village funding. Mr. Swenson said that providing such opportunities is definitely an expectation. Mr. Peters indicated that Federal language regarding the issue is included in the CDBG documents. Trustee Hodge-West requested that the language be included as an addendum to the agreements, on the attachments. Mr. Peters said the language will be added prior to the agreements being executed.

Trustee Kostopulos noted that the Ordinance refers to an Ethics Committee and wondered if such a Committee exists. Village Attorney Heise answered that it does exist and is defined in the Ethics Ordinance. President Trapani suggested that the Board should be provided with a copy of the Ethics Ordinance and noted that the Village Clerk is sending out Conflict of Interest statements for completion. Village Clerk Sandra Sokol indicated that the Ethics Ordinance is attached to the Conflict of Interest Statement.

Trustee Gockel noted his understanding that three of the Partner agencies receive monthly reimbursement automatically, while the other three receive monthly reimbursement only upon submission of a request that includes documentation. Mr. Peters explained that reimbursement to the Oak Park Visitors Bureau, the Arts Council and the portions of OPDC receiving monies from the General Fund are processed after submittal of an invoice. HUD requires more documentation, and since the Village acts as a pass-through for HUD funds, the Agencies must provide proof of payroll, proof of encumbered funds, etc.

Resolution 2001-R-218 entitled **RESOLUTION AUTHORIZING EXECUTION OF AGREEMENTS BETWEEN THE VILLAGE OF OAK PARK AND THE OAK PARK RESIDENCE CORPORATION FOR THE PERIOD OF JANUARY 1, 2002 THROUGH DECEMBER 31, 2002 FOR GENERAL, TAXABLE HOUSING AND COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS** was submitted for adoption.

Resolution 2001-R-219 entitled **RESOLUTION AUTHORIZING EXECUTION OF AGREEMENTS BETWEEN THE VILLAGE OF OAK PARK AND THE OAK PARK REGIONAL HOUSING CENTER FOR THE PERIOD OF JANUARY 1, 2002 THROUGH DECEMBER 31, 2002 FOR GENERAL AND COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS** was submitted for adoption.

Resolution 2001-R-220 entitled **RESOLUTION AUTHORIZING EXECUTION OF AGREEMENTS BETWEEN THE VILLAGE OF OAK PARK AND THE OAK PARK DEVELOPMENT CORPORATION FOR THE PERIOD OF JANUARY 1, 2002 THROUGH DECEMBER 31, 2002 FOR GENERAL AND COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS** was submitted for adoption.

Resolution 2001-R-221 entitled **RESOLUTION AUTHORIZING EXECUTION OF AN AGREEMENT BETWEEN THE VILLAGE OF OAK PARK AND THE OAK PARK AREA CONVENTION AND VISITORS BUREAU FOR THE PERIOD OF JANUARY 1, 2002 THROUGH DECEMBER 31, 2002** was submitted for adoption.

Resolution 2001-R-222 **RESOLUTION AUTHORIZING EXECUTION OF AN AGREEMENT BETWEEN THE VILLAGE OF OAK PARK AND THE LAKE AND MARION CORPORATION (DOWNTOWN OAK PARK) FOR THE PERIOD OF January 1, 2002 THROUGH DECEMBER 31, 2002** was submitted for adoption.

Resolution 2001-R-223 entitled **RESOLUTION AUTHORIZING EXECUTION OF AN AGREEMENT BETWEEN THE VILLAGE OF OAK PARK AND THE OAK PARK AREA ARTS COUNCIL FOR THE PERIOD OF JANUARY 1, 2002 THROUGH DECEMBER 31, 2002** was submitted for adoption.

K. Resolutions Authorizing the Purchase of Fleet Vehicles from the Capital Improvement Fleet Replacement Fund and Declaring as Surplus the Vehicles to be Replaced

PURCHASE OF
FLEET
VEHICLES

- (1) Resolution Authorizing Purchase of one (1) Ford F-550 Truck from Northwest Ford
- (2) Resolution Authorizing Purchase of one (1) Morbark Chipper from Alexander Equipment Company
- (3) Resolution Authorizing the Purchase of one (1) Holder Sweeper from Mid-America Truck & Equipment Company
- (4) Resolution Authorizing Purchase of 2002 Police Cars from Sutton Ford

Trustee Turner said he has spoken with people in Public Works and he has some concern regarding item K(1), the Ford F-550. He explained that this unit starts out as a chassis and cab to which can be added a large body for towing and a plow. The price of the chassis starts at \$36,000 to \$40,000 and he does not understand the \$69,000 price tag. He asked that approval of this item be delayed. He does not understand why only three bidders came forth and why the cost is so high. Trustee Turner noted that this is a time of 5% and 0% financing which, he said, "means they are trying to unload equipment." He indicated the financing is of no value to the Village but he is interested in discounts.

President Trapani asked Public Works Director Joe Euclide to respond. Mr. Euclide said it is not unusual to have only a few bidders on these vehicles. He said he didn't have a breakdown of costs on this equipment, but the bid came in \$11,000 under what was budgeted based on prior experience. The Village specified heavier suspension and "some other things," in addition to the equipment for plowing and towing. He said he can provide an additional breakdown of costs. Trustee Ebner indicated she does not know the base price of the unit, but she thinks the bids were in line considering that Public Works staff estimated the equipment might cost \$80,000.

President Trapani said it would be good to know why more vendors did not bid. Mr. Euclide said it is hard to get bids on heavier municipal equipment because of the process and the Village's requirements.

President Trapani referred to Trustee Turner's comments on low percentage rates for financing. Mr. Euclide stated that the Village does not normally finance purchases. He added that he and Village Engineer Jim Budrick had a conversation regarding the financing of the passenger vehicles at 0% and agreed that it would be worthwhile to check into that possibility. To his knowledge, Mr. Euclide said, financing on large equipment is not available.

Resolution 2001-R-224 entitled **RESOLUTION AUTHORIZING THE PURCHASE OF ONE (1) FORD F-550 TRUCK FROM NORTHWEST**

FORD & STERLING OF FRANKLIN PARK, ILLINOIS was submitted for adoption.

Resolution 2001-R-225 entitled **RESOLUTION AUTHORIZING PURCHASE OF ONE (1) MORBARK CHIPPER FROM ALEXANDER EQUIPMENT COMPANY, INC. OF LISLE, ILLINOIS** was submitted for adoption.

Resolution 2001-R-226 entitled **RESOLUTION AUTHORIZING PURCHASE OF ONE (1) HOLDER SWEEPER FROM MID-AMERICA TRUCK & EQUIPMENT COMPANY, INC. OF ELMHURST, ILLINOIS** was submitted for adoption.

Resolution 2001-R-227 entitled **RESOLUTION AUTHORIZING PURCHASE OF 14 (FY 2002) POLICE CARS FROM SUTTON FORD OF MATTESON, ILLINOIS** was submitted for adoption.

- L. Resolution Authorizing the Execution of an Agreement with B. Haney & Son, Inc. Lombard, Illinois for Tree Trimming, Sections #2 and #1, 2002

TREE TRIMMING AGREEMENT

Mr. Euclide said that Sections 1 and 2 run between "Harlem and Austin, and north of Chicago and north of Division." He said the trimming should begin in both sections later this month.

Mr. Swenson said it has not been determined whether staff or Haney will do the work in the 30-block area south of South Boulevard that was not previously done.

Trustee Hodge-West asked if what was being said is that the contractor currently working in Area 3 will be reevaluated to determine whether or not the Village will continue to use the services of that company. Mr. Swenson said that the contractor is completing work under his current contract, and that once the contract cycle ends, the issue will be evaluated to determine whether or not the Village will continue using that contractor.

Resolution 2001-R-228 entitled **RESOLUTION AUTHORIZING THE EXECUTION OF A CONTRACT WITH B. HANEY AND SON, INC. FOR TREE TRIMMING, SECTIONS #2 AND #1, 2002** was submitted for adoption.

- M. Ordinance Authorizing the Disposition of Surplus Equipment on an "As Is" Basis for Old Water Meters

DISPOSITION OF OLD WATER METERS

Ordinance 2001-0-105 entitled **ORDINANCE AUTHORIZING THE DISPOSITION OF SURPLUS EQUIPMENT ON AN "AS IS" BASIS** was submitted for adoption.

- N. Ordinance Amending Article 5, Chapter 15-5-1: Payment to Avoid Prosecution for Parking Violations for Snow Relocation Towing

INCREASED FINE FOR VIOLATION OF EMERGENCY

This ordinance will increase the fine from \$30 to \$100 for those people parking during a "snow event" on designated snow routes in violation of emergency snow route parking requirements. Trustee Kostopulos asked about the "odd" and "even" parking rules and Mr. Euclide explained that people can park on the odd side of the street on odd numbered days and the even side of the street on even numbered days.

SNOW ROUTE
PARKING
REQUIREMENTS

Ordinance 2001-0-106 entitled **ORDINANCE AMENDING ARTICLE 5, CHAPTER 15-5-1 OF THE VILLAGE CODE RELATING TO PAYMENT TO AVOID PROSECUTION FOR PARKING VIOLATIONS** was submitted for adoption.

- O. An Ordinance Prohibiting the Use of Groundwater as a Potable Water Supply by the Installation or Use of Potable Water Supply Wells or by Any Other Method

USE OF
GROUND-
WATER AS
POTABLE
WATER SUPPLY

Village Manager Swenson explained that the Village of Oak Park receives its drinking water from the City of Chicago and does not have a need to rely on well water. The IEPA guidelines include prohibition of use of groundwater as drinking water and the Village has chosen to put such prohibition in place.

Ordinance 2001-0-107 entitled **AN ORDINANCE PROHIBITING THE USE OF GROUNDWATER AS A POTABLE WATER SUPPLY BY THE INSTALLATION OR USE OF POTABLE WATER SUPPLY WELLS OR BY ANY OTHER METHOD** was submitted for adoption.

- P. Resolutions Authorizing Execution of Agreements Relating to Annual Insurance Coverage, Occupational Health Services and Third Party Claims Administration

INSURANCE
AGREEMENTS

- (1a) Resolution Authorizing Execution of an Agreement with Marsh Advantage America for Renewal of Insurance Program for 2002
- (1b) Resolution Authorizing Execution of an Agreement with Arthur J. Gallagher for Renewal of Insurance Program for 2002
- (2) Resolution Authorizing Execution of Agreement with West Suburban Health Care for Occupational Health Services
- (3) Resolution Authorizing Execution of an Agreement with Illinois Risk Management Services for Third Party Claims Administration of Workers' Compensation Benefits

Resolution 2001-R-229 entitled **RESOLUTION AUTHORIZING EXECUTION OF AN AGREEMENT WITH MARSH ADVANTAGE AMERICA FOR RENEWAL OF EXCESS PUBLIC ENTITY LIABILITY AND CRIME INSURANCE PROGRAM FOR 2002** was submitted for adoption.

Resolution 2001-R-230 entitled **RESOLUTION AUTHORIZING**

EXECUTION OF AN AGREEMENT WITH ARTHUR J. GALLAGHER RISK MANAGEMENT SERVICES, INC. FOR RENEWAL OF PROPERTY AND CASUALTY, BOILER AND MACHINERY AND EXCESS WORKERS' COMPENSATION INSURANCE PROGRAM FOR 2002 was submitted for adoption.

Resolution 2001-R-231 entitled **RESOLUTION AUTHORIZING EXECUTION OF AGREEMENT WITH WEST SUBURBAN HEALTH CARE** was submitted for adoption.

Resolution 2001-R-232 entitled **RESOLUTION AUTHORIZING EXECUTION OF PERSONAL SERVICES AGREEMENT WITH ILLINOIS RISK MANAGEMENT SERVICES** was submitted for adoption.

Q. Resolutions Authorizing Annual Renewal of Business Licenses

**BUSINESS
LICENSE
RENEWALS**

- (1) Resolution Authorizing Annual Renewal of Business License for Billiard Hall (Oak Park Billiards)
- (2) Resolution Authorizing Annual Renewal of Business License for Billiard Hall (Leona's Pizzeria, Inc.)
- (3) Resolution Authorizing Annual Renewal of Business License for Bowling Alleys (Oak Park Lanes)

Resolution 2001-R-233 entitled **RESOLUTION AUTHORIZING ANNUAL RENEWAL OF BUSINESS LICENSE FOR BILLIARD HALL** was submitted for adoption.

Resolution 2001-R-234 entitled **RESOLUTION AUTHORIZING ANNUAL RENEWAL OF BUSINESS LICENSE FOR BILLIARD HALL** was submitted for adoption.

Resolution 2001-R-235 entitled **RESOLUTION AUTHORIZING ANNUAL RENEWAL OF BUSINESS LICENSE FOR BOWLING ALLEYS** was submitted for adoption.

Approval of Consent Agenda

**CONSENT
AGENDA
APPROVED**

It was moved by Trustee Ebner, seconded by Trustee Gockel, to approve the items under the Consent Agenda. True and correct copies of the Ordinances and Resolutions are to be filed in the Office of the Village Clerk.

The roll call on the vote was as follows:

AYES: Trustees Carpenter, Ebner, Gockel, Hodge-West, Kostopulos and Turner and President Trapani

NAYS: None

The motion was unanimously adopted.

President Trapani said that before moving forward, she and the Village Board wanted to thank Finance Director Peters and his staff for their hard work in preparing the budget document. She noted that the Village Board critiqued his work and Mr. Peters was very responsive to requests for additional information. The Village Manager and his staff worked hard with Mr. Peters and the Village Board to establish a program budget and to provide a good, defensible document. President Trapani thanked all the Trustees for their hard work as the Village Board reviewed and discussed the budget. Village Manager Swenson echoed those sentiments, noting that the Board put a lot of work and energy into the document. He thanked Mr. Peters and the entire Management Team for the effort put into making the budget a solid document.

Regular Agenda

- R. Ordinance Authorizing the Village of Oak Park to Enter into an Agreement with the Madison/Oak Park Partners LLC for a Partial Vacation of an Alley at 1030 Madison Street in Oak Park

ALLEY VACA-
TION
APPROVED

- (1) Ordinance Authorizing Agreement for Vacation of Alley

It was moved by Trustee Hodge-West, seconded by Trustee Ebner, that Ordinance 2001-0-108 entitled **ORDINANCE AUTHORIZING AGREEMENT FOR VACATION OF ALLEY** be adopted as submitted, a true and correct copy of said Ordinance herewith being ordered filed in the Office of the Village Clerk.

The roll call on the vote was as follows:

AYES: Trustees Carpenter, Ebner, Gockel, Hodge-West, Kostopulos and Turner and President Trapani

NAYS: None

Trustee Kostopulos recused himself because he and Mr. Madonia were previously in a business relationship. Trustee Kostopulos' vote is an abstention and is legally deemed to be an "aye" vote. Therefore the motion was unanimously adopted.

- (2) Ordinance Vacating an Alley

It was moved by Trustee Turner, seconded by Trustee Hodge-West, that Ordinance 2001-0-109 entitled **ORDINANCE VACATING AN ALLEY** be adopted as submitted, a true and correct copy of said Ordinance herewith being ordered filed in the Office of the Village Clerk.

The roll call on the vote was as follows:

AYES: Trustees Carpenter, Ebner, Gockel, Hodge-West, Kostopulos and Turner and President Trapani

NAYS: None

Trustee Kostopulos recused himself. Trustee Kostopulos' vote is an abstention and is legally deemed to be an "aye" vote. Therefore the motion was unanimously adopted.

S. Ordinance Amending the Oak Park Zoning Ordinance to Allow for a 48-Unit Residential Planned Development Located at 1030 Madison Street in Oak Park

SPECIAL USE PERMIT APPROVED TO ALLOW FOR PLANNED DEVELOPMENT AT 1030 MADISON STREET

It was moved by Trustee Hodge-West, seconded by Trustee Turner, that Ordinance 2001-0-110 entitled **AN ORDINANCE AUTHORIZING ISSUANCE OF A SPECIAL USE PERMIT TO PERMIT A 48 UNIT PLANNED DEVELOPMENT AT 1030 MADISON STREET** be adopted as submitted, a true and correct copy of said Ordinance herewith being ordered filed in the Office of the Village Clerk.

The roll call on the vote was as follows:

AYES: Trustees Carpenter, Ebner, Gockel, Hodge-West, Kostopulos and Turner and President Trapani

NAYS: None

Trustee Kostopulos recused himself. Trustee Kostopulos' vote is an abstention and is legally deemed to be an "aye" vote. Therefore the motion was unanimously adopted.

President Trapani thanked the Plan Commission and Mr. Madonia for their hard work and said the Village Board is pleased to approve the project.

Citizen Advisory Boards and Commissions

U. Liquor Control Review Board

(1) An Ordinance Amending Chapter 3 of the Code of the Village of Oak Park – Cancellation of Class A-4 Off Premises Catering for Mar Lac Banquets, Inc., 104 S. Marion, Oak Park, IL 60302

MAR LAC BANQUETS, INC. LIQUOR LICENSE CANCELLED

It was moved by Trustee Ebner, seconded by Trustee Gockel, that Ordinance 2001-0-111 entitled **AN ORDINANCE AMENDING CHAPTER 3 OF THE CODE OF THE VILLAGE OF OAK PARK** be adopted as submitted, a true and correct copy of said Ordinance herewith being ordered filed in the Office of the Village Clerk.

AYES: Trustees Carpenter, Ebner, Gockel, Hodge-West, Kostopulos

and Turner and President Trapani

NAYS: None

The motion was unanimously adopted.

- (2) An Ordinance Amending Chapter 3 of the Code of the Village of Oak Park – Creation of a Class B-2 Liquor License (Beer & Wine) for the Pasta Shoppe Cafe, 116 N. Oak Park Avenue, Oak Park, IL 60301

LIQUOR
LICENSE
CREATED FOR
PASTA SHOPPE
CAFE

It was moved by Trustee Kostopulos, seconded by Trustee Turner, that Ordinance 2001-0-112 entitled **AN ORDINANCE AMENDING CHAPTER 3 OF THE CODE OF THE VILLAGE OF OAK PARK** be adopted as submitted, a true and correct copy of said Ordinance herewith being ordered filed in the Office of the Village Clerk.

The roll call on the vote was as follows:

AYES: Trustees Carpenter, Ebner, Gockel, Hodge-West, Kostopulos and Turner and President Trapani

NAYS: None

The motion was unanimously adopted.

Village Manager Reports

VILLAGE
MANAGER
REPORTS

Trustee Turner indicated that at this point he wanted to comment that staff has been very diligent in working to provide the Village with competitive bids for insurance, which has worked to dramatically hold costs down for the Village. He wanted staff, and particularly Village Attorney Heise, to know that the Board recognizes their efforts.

V. Reports

- (1) Village Board Calendars: 2002 Schedule

CALENDARS

Village Manager noted that there will be a Zoning Ordinance discussion on December 11 at 7 p.m. No other formal meetings are scheduled for the remainder of 2001.

President Trapani indicated that Trustee Kostopulos mentioned he wants to reserve a meeting date in January. Mr. Swenson stated it appears both the 14th and 28th are available. Trustee Kostopulos said he will have to work the date out with staff.

- (2) Referral of Residential Zoning Issues to the Plan Commission for Review

Village Manager Swenson introduced this item, noting that this will be a referral to the Plan Commission of the specific items raised with respect to the tearing down of homes and subsequent construction of new homes, as well as review of the expansion of nonconforming uses in residential neighborhoods. The current ordinance and all pertinent and related Village codes and documents will be forwarded to the Plan Commission. Building and Property Standards Director Nicholas Gadzekpo will have discussions with the Plan Commission as they move forward with their review.

REFERRAL OF
RESIDENTIAL
ZONING ISSUES
TO PLAN
COMMISSION
APPROVED

It was moved by Trustee Gockel, seconded by Trustee Carpenter, to **REFER TO THE PLAN COMMISSION THE RESIDENTIAL ZONING ISSUES AS STATED IN THE MEMORANDUM TO THE VILLAGE OF OAK PARK PLAN COMMISSION FROM VILLAGE PRESIDENT AND VILLAGE BOARD OF TRUSTEES, DATED NOVEMBER 29, 2001.**

Trustee Gockel indicated he wanted to note for the public that the Plan Commission is being asked to respond and submit their recommendations within a 60-day period.

Trustee Hodge-West commended staff for "capturing the spirit of that long discussion" of the Village Board. She requested that paragraph 2, page 2 be amended to read "Pursuant to the above, the Village Board of Trustees requests that the Plan Commission consider, review, analyze and, if necessary, recommend modifications to the Oak Park Residential Zoning Districts.

President Trapani called for a voice vote on the motion. The motion was unanimously adopted.

Village Manager Swenson passed out the newest draft of the Commercial Zoning Ordinance, which will be discussed on December 11. A public hearing is tentatively scheduled for January 10.

It was moved by Trustee Hodge-West, seconded by Trustee Turner, to adjourn the meeting. The motion was unanimously adopted. The meeting adjourned at 9:15 p.m.

ADJOURNMENT

SUBMITTED AND RECORDED IN
THE OFFICE OF:

By: Kathleen M. Cannon
Deputy Village Clerk

