

**MINUTES OF THE REGULAR MEETING OF THE
PRESIDENT AND BOARD OF TRUSTEES
OF THE VILLAGE OF OAK PARK
HELD ON MONDAY, DECEMBER 6, 2004 AT 7:30 P.M.
IN THE COUNCIL CHAMBERS OF THE VILLAGE HALL**

OFFICIAL RECORD:

REGULAR
MEETING
12/06/04

PRESENT: Trustees Carpenter, Gockel, Kostopulos, Johnson, Milstein and Pope and President Trapani

ABSENT: None

QUORUM: President Trapani convened the Regular meeting of the Village Board and declared that a quorum was present.

MINUTES:

It was moved by Trustee Kostopulos, seconded by Trustee Carpenter that the Minutes of the Regular meeting of November 15, 2004, be approved as amended. The motion was unanimously adopted.

MINUTES OF
11/15/04
APPROVED

INTRODUCTION: WILLIAM M. BELL, NEWLY APPOINTED FIRE CHIEF

INTRODUCTION:
WILLIAM M. BELL,
NEWLY AP-
POINTED FIRE
CHIEF

Village Manager Swenson said that he was pleased to introduce to the Board and to the community the Village's new Fire Chief, William Bell. Chief Bell was greeted with applause. Mr. Swenson noted that Mr. Bell most recently served the Village as a Deputy Chief of Operations in the Fire Department. Prior to that assignment, he served as a Battalion Chief and as Shift Commander. He has been the coordinator of the Village's emergency response planning and served as Training Officer for the Department. Mr. Bell earned a Bachelor of Arts degree from Rosary College, now Dominican University, and he is currently working on a Master's Degree in Public Administration at DePaul University.

Chief Bell thanked the Village Manager and his staff for allowing him the opportunity to be a part of the Management Team. President Trapani thanked the Chief for his commitment to the Village and stated that the Village looks forward to many more years of his service.

Citizen Advisory Boards and Commissions

CITIZEN ADVI-
SORY BOARDS
& COMMISSIONS

Citizen Involvement Commission Recommendations

A. Appointments

CITIZEN
INVOLVEMENT
COMMISSION
RECOMMENDA-
TIONS

At President Trapani's request, Stacy Sorg, Chair of the CIC, introduced

herself and explained that any person interested in serving on a citizen board or commission can submit an application, which can be obtained from the Village Clerk's office. The application allows a person to indicate his/her interests and to provide some background information. People who submit applications are invited to attend one of the monthly-held Prospects meeting, which is hosted by the Citizen Involvement Commission. At that meeting, members of the CIC review the applications and ask applicants about their interests and where they might like to serve. Recommendations of the CIC members are passed on to the Village Board for approval.

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

Board of Health

Appointment of Dr. Phillip DeChristopher, as Member, with a term to expire December 6, 2007.

Citizen Involvement Commission

Appointment of Julius Riley and Adriana Silva, as Members, each with a term to expire December 6, 2007.

Community Relations Commission

Reappointment of Student Ilana G. Green, as Member, with a term to expire September 2, 2005.

The motion was unanimously adopted. President Trapani asked new appointees Julius Riley and Adriana Silva, who were present in the audience, to stand up and be recognized; and she thanked them for their willingness to serve the community. They were greeted with applause.

Trustee Gockel suggested that it might be helpful to have a database available that identifies all Commission members whose terms might be expiring within the next quarter or two. Village Clerk Sokol said that such a database exists and that as the Boards and Commission lists are updated, copies are provided to staff and to the Village Board.

Parking and Traffic Commission Recommendations

B. Recommendations for Removal of the Existing "No Parking 8:00 a.m. – 10:00 a.m. Restriction on the 600 Block of Gunderson

1. Motion to Remove the Existing "No Parking 8:00 a.m. – 10:00 a.m." Restriction from Both Sides of the Street on the 600 Block of Gunderson

It was moved by Trustee Carpenter, seconded by Trustee Johnson, to **ACCEPT THE RECOMMENDATION OF THE PARKING & TRAFFIC**

PARKING &
TRAFFIC
COMMISSION
RECOM-
MENDATIONS

REMOVAL OF
PARKING RE-
STRICTION ON
600 BLOCK OF
GUNDERSON
APPROVED

COMMISSION TO REMOVE THE EXISTING "NO PARKING 8am-10am" RESTRICTION FROM BOTH SIDES OF THE STREET ON THE 600 BLOCK OF GUNDERSON.

It was noted that Sonny Ginsberg, Chair of the Parking & Traffic Commission; Village Engineer Jim Budrick and Parking Services Manager Alva Johnson were present to answer questions.

Trustee Milstein asked if he was correct in thinking that the 600 block of Gunderson is near Fenwick High School. It was agreed that he is correct. Mr. Milstein noted that a difference of opinion exists between the P&T Commission and staff. He continued that five years ago the signs were installed and now a majority of the residents on that block want them taken down, which will cost approximately \$100. Mr. Milstein asked Mr. Ginsberg to talk about the difference of opinion.

Mr. Ginsberg said that he would provide some background. The Parking and Traffic Commission meeting on July 27 was held to discuss the petition from residents wishing to have the restriction removed. No one in favor of the removal attended the meeting; two people were present who opposed the petition. The Commission's preference is not to enact restrictions, if that is possible, and to remove them, when it is possible to do so. He said that when someone requests removal of restrictions, the Commission listens. But people in support of the removal did not attend the meeting. The staff thought that residents would come back to the Village if the restriction were removed because that area might become a problem again due to Fenwick students parking there again. Since no one in favor of the petition was present to speak to the issue, the Commissioners thought that maybe the residents didn't really mean they wanted the restriction removed and the Commissioners didn't know from which side of the street the restriction should be removed. They decided, therefore, that they needed to know what the petitioners really wanted. A mail-in survey was conducted and 83% of the respondents supported the removal of the restriction, with a slight majority of those people wanting the restriction removed from both sides of the street.

Trustee Milstein asked if residents were made aware of the fact that if the signs were removed, that they would not have resident-only permit parking in that area. He was told that was correct. Mr. Milstein asked that Mr. Ginsberg explain about the passes residents had received in error from SDI. Mr. Ginsberg said that five years ago when the "No parking 8am – 10am" parking restriction was installed, the block's residents were given temporary passes to use. Apparently, the residents used the temporary passes for years and were not given tickets. Mr. Ginsberg said, "So they were happy with the parking restriction under those circumstances." In the last few months, however, the passes have not been honored and tickets have been received. Staff explained to the residents that the temporary passes should never have been issued to them—that that is not a solution open to them. Trustee Milstein asked if staff offered that explanation before or after the tickets were issued. Mr. Ginsberg responded, "After."

Trustee Milstein said that the tickets were issued to residents who were doing what they thought they should be doing, based on the passes having been issued by

the Village. He said, "You don't ticket people. . .when they think they're playing by the rules because we made [a] mistake."

Trustee Carpenter asked Mr. Johnson to talk briefly about parking around Fenwick High School and how well the restrictions work. Mr. Johnson responded that, generally, they work. There is still an issue with students who have not purchased a permit and who seek free parking within a three or four block radius of the school. The students tend to stay north of Jackson, which would make the 600 block of Gunderson vulnerable. That's why staff felt the same circumstances exist now as did when the request for the restriction was made five years ago. Mr. Johnson believes that students will realize in time that the restriction has been removed and that they will again park on that block, causing residents to be inconvenienced "until we could do it again in a year. . . ." Responding to a question from Trustee Carpenter, Mr. Johnson indicated that he thinks the parking restrictions and accommodations that have been made over time have been working. He said, "If people park where they're. . .designated to park, it works." Trustee Carpenter noted that she lives on the 400 block of S. Wesley and has seen that though restrictions exist there, students park on the block even though they receive tickets.

The roll call on the vote was as follows:

AYES: Trustees Gockel, Kostopulos, Milstein and Pope and President Trapani

NAYS: Trustees Carpenter and Johnson

The motion was adopted.

At the time of his vote, Trustee Milstein commented that he thinks it is inappropriate that cars were ticketed when the owners of the cars believed "they were obeying the law based on our own error." He thinks the Village should see how many dollars were generated from those tickets and that the citizens should get their money back. Mr. Johnson said that he was made aware of this issue shortly after he came to the Village in March 2002. The first communication made to residents of that block occurred in August 2002, with the last set of passes being given to those residents in October 2002. Until January 2004, tickets that were issued to those residents were settled internally. By January 2004, over a year had passed since notification was made and since the last passes were given. It was in January 2004 that residents began to be held accountable for tickets issued. Responding to Trustee Milstein's question regarding whether or not the letter was sent to the citizens in that area, Mr. Johnson said he couldn't recall whether or not a letter was sent area-wide.

Trustee Gockel commented that he agrees with Commissioner Kawamura who said, "The people want it, so we should give it to them."

C. Recommendation for Changing the Existing 2-Hour Parking Restriction to a 3-Hour Parking Restriction in the 400 Block of Forest Avenue

CHANGE IN
PARKING
RESTRICTION

1. Motion to Replace the Existing 2-Hour Parking Restriction with a 3-Hour Parking Restriction on the 400 Block of Forest Avenue

It was moved by Trustee Kostopulos, seconded by Trustee Pope, to **ACCEPT THE RECOMMENDATION OF THE PARKING AND TRAFFIC COMMISSION TO REPLACE THE EXISTING 2-HOUR PARKING RESTRICTION WITH A 3-HOUR PARKING RESTRICTION ON THE 400 BLOCK OF FOREST AVENUE.**

President Trapani asked Mr. Ginsberg to explain, for the record, why the request was submitted and a subsequent hearing held. Mr. Ginsberg responded that the Frank Lloyd Wright Home and Studio offers a two-tour combination package and the two tours last more than two hours. The Frank Lloyd Wright Preservation Trust, therefore, requested that the Village consider replacing the existing 2-hour parking restriction with a 3-hour parking restriction to avoid the risk of parking tickets for people taking the tours.

Daniel Fore, 1116 Garfield, explained that he participates in the Universal Access Commission where accessibility issues for the disabled are discussed. The Commission drafted a letter with regard to this item dated September 23, 2004, which Mr. Fore read. The Commission heard testimony that persons with disabilities may require more than two hours to complete regularly scheduled tours by the FLWH&S and voted to express support for extending the parking restriction from two to three hours. The Chair of the Commission voted to forward the results of its vote to the Parking & Traffic Commission and the Village Board so it could be included in the testimony when the issue came up for action.

Mr. Fore commented that persons with mobility impairments may require considerably more time to finish the tour than persons without impairments. He added that the night before this item was heard he and Trustee Kostopulos were looking at the kiosk and could not find an agenda listed for the hearings. He noted that fact when he testified that night. He was concerned that perhaps people were not properly notified. He said that public notice is required to be in the newspaper two weeks in advance but that only 24 hours is required for notice on the kiosk. He thinks there should be more advanced notice on the kiosk and on the Village website so that people are able to participate.

The roll call on the vote was as follows:

AYES: Trustees Carpenter, Gockel, Johnson, Kostopulos, Milstein and Pope and President Trapani

NAYS: None

The motion was unanimously adopted.

Housing Programs Advisory Committee Recommendations

It was determined that Items D-1, D-2 and D-3 would be considered together.

COMMITTEE
RECOMMEN-
DATIONS

D. Resolution Authorizing Security Improvement Grants

SECURITY IM-
PROVEMENT
GRANTS
APPROVED

- 1. Resolution Authorizing a Security Improvement Grant: SIG-195
- 2. Resolution Authorizing a Security Improvement Grant: SIG-196
- 3. Resolution Authorizing a Security Improvement Grant: SIG-197

Trustee Kostopulos commented that the Board did not receive the HPAC minutes for Items 2 and 3. Before voting on these items, he likes to review the minutes and deliberations of the Committee. Mr. Swenson said that staff will talk to HPAC and see if the minutes can be provided in the future.

It was moved by Trustee Carpenter, seconded by Trustee Pope, that Resolution 2004-R-238 entitled **RESOLUTION AUTHORIZING A SECURITY IMPROVEMENT GRANT: SIG-195**, Resolution 2004-R-239 entitled **RESOLUTION AUTHORIZING A SECURITY IMPROVEMENT GRANT: SIG-196** and Resolution 2004-R-240 entitled **RESOLUTION AUTHORIZING A SECURITY IMPROVEMENT GRANT: SIG-197** be adopted as submitted, true and correct copies of said Resolutions herewith being ordered filed in the Office of the Village Clerk.

The roll call on the vote was as follows:

AYES: Trustees Carpenter, Gockel, Johnson, Kostopulos, Milstein and Pope and President Trapani

NAYS: None

The motion was unanimously adopted.

Historic Preservation Commission Recommendations

HISTORIC
PRESERVATION
COMMISSION
RECOMMEN-
DATIONS

- E. Ordinance to Accept Historic Preservation Commission Resolution and Findings with Regard to the Nomination of 701 S. East Avenue, 950 Columbian Avenue, 1045 Wesley Avenue and 408-410 S. Austin Boulevard as Oak Park Landmarks as Reviewed by the Village Board at the November 15, 2004 Village Board Meeting

HISTORIC
LANDMARK
DESIGNATIONS
APPROVED

It was moved by Trustee Kostopulos, seconded by Trustee Carpenter, that Ordinance 2004-0-61 entitled **ORDINANCE AUTHORIZING AMENDMENT OF SECTION 7-9-8F OF THE VILLAGE CODE RELATING TO HISTORIC LANDMARKS DESIGNATING 408-410 S. AUSTIN BOULEVARD, 950 COLUMBIAN AVENUE, 701 S. EAST AVENUE AND 1045 WESLEY AVENUE AS OAK PARK LANDMARKS AS REVIEWED AT THE NOVEMBER 15, 2004 VILLAGE BOARD MEETING** 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, Gockel, Johnson, Kostopulos, Milstein and Pope and President Trapani

NAYS: None

The motion was unanimously adopted.

F. Resolutions Authorizing Barrie Park Investment Program Grants and Loans

BARRIE PARK INVESTMENT PROGRAM GRANTS AND LOANS APPROVED

It was determined that Items F-1, F-2 and F-3 would be considered together.

1. Resolution Authorizing a Barrie Park Investment Program Grant and Loan: BPIP-031

2. Resolution Authorizing a Barrie Park Investment Program Grant and Loan: BPIP-032

3. Resolution Authorizing a Barrie Park Investment Program Grant and Loan: BPIP-007

It was moved by Trustee Gockel, seconded by Trustee Pope, that Resolution 2004-R-241 entitled **RESOLUTION AUTHORIZING A BARRIE PARK INVESTMENT PROGRAM GRANT AND LOAN: BPIP-031**; Resolution 2004-R-242 entitled **RESOLUTION AUTHORIZING A BARRIE PARK INVESTMENT PROGRAM GRANT AND LOAN: BPIP-032**; and Resolution 2004-R-243 entitled **RESOLUTION AUTHORIZING A BARRIE PARK INVESTMENT PROGRAM GRANT AND LOAN: BPIP-007** be adopted as submitted, true and correct copies of said Resolutions herewith being ordered filed in the Office of the Village Clerk.

The roll call on the vote was as follows:

AYES: Trustees Carpenter, Gockel, Johnson, Kostopulos, Milstein and Pope and President Trapani

NAYS: None

The motion was unanimously adopted.

NON-AGENDA PUBLIC COMMENT

NON-AGENDA PUBLIC COMMENT

Joel Sheffel, 114 S. Humphrey Avenue, stated that Pace bus routes 309 and 313 run along Lake Street in Oak Park. A problem exists in that only one quarter of the bus stops have signage. When Pace was contacted regarding the lack of signage, the caller was informed that the Village of Oak Park "was putting restrictions" on

signage. Village Engineer Budrick, however, has said that the Village has no restrictions with regard to Pace signage. The lack of signage leads to arguments between bus drivers and customers with regard to where the bus stops are located. Mr. Sheffel said that the problem does not exist along any of the other routes that run through Oak Park. He thanked the Village Board for allow him to bring this issue to its attention and requested that the Board work on this problem. President Trapani asked Village Manager Swenson to look into this issue and provide the Board with a memo on the matter. Mr. Swenson said the status of signage for these routes and for all Pace stops in the community will be looked at. He will see that information is provided to the Village Board and that Mr. Sheffel will receive a follow-up, as well. Mr. Swenson said that, typically, Pace is responsible for the signs. President Trapani commented that Pace should be responsible for their shelters, as well. Mr. Swenson indicated that the Village has had a very good working relationship with Pace.

Daniel Fore, 1116 Garfield, said he was pleased to note that the Village hosted twenty service people from Great Lakes Naval base for Thanksgiving Day. He thanked the individuals who participated in the program and Judson Baptist Church for providing the transportation. He also thanked those people who have provided Christmas cards for service people and said that other interested persons can drop off Christmas and/or Hanukkah cards until December 20 at the Navy's office at 101 W. Madison between 9 a.m. and 7 p.m. Questions can be directed to (708) 524-2415. Additionally, individuals are invited to host service people for Christmas. It is hoped that some service personnel will be present Friday for the Hanukkah service where the Menorah will be lit.

Carol Hutchins, 259 Home Avenue, thanked the Village Board for allowing her the opportunity to speak this evening. Last year, she was given the opportunity to write and direct the film "I Know We Can" which is a film about staying drug-free. The children who participated were from Holmes School. This year Chief Tanksley, Deputy Chief Scianna and Commander Ambrose allowed her the privilege of making a film with children from Irving School. The new film is called "Make Your Move" and is a simple film about bullying. Both films were funded by John Stroger and the Cook County Badge Grant; and the new film received funding from District 97, as well.

"Make Your Move" premiered at the Lake Theater last Saturday, and there was a wonderful turnout. The children were enthusiastic, parents were proud and the school was honored. There have already been stories about how the film has changed lives. She is committed to "keeping the focus on helping children in our community through these kinds of hands-on projects."

Ms. Hutchins thanked Joe Kreml of VOP/TV6 who filmed and edited the touching story of a child who works through the issues of bullying. She said that Mr. Kreml "masterfully" filmed the many scenes and "magically" transformed them into "a poignant and moving story." She commended him for "his incredible dedication, his extraordinary talents and his willingness to consistently give his best."

She was pleased when Cedric Melton joined the team again and said, "His incredible acting and voice-over talent is inspiring." He offered his humor and gentleness to the film and was a fine mentor to the children who will remember his great talent and unfailing kindness.

She is very grateful for the contributions of both Joe Kreml and Cedric Melton and she thanked the Village for allowing them to participate in the production.

President Trapani thanked Ms. Hutchins and noted that the Village appreciates her efforts and hard work.

Following a short break, the Non-Agenda comment portion of the meeting continued.

Elizabeth Austin, 535 N. Marion Street, said that she was present to support a ban on indoor smoking in Oak Park. Her father died of a smoking-related cancer on Father's Day. When doctors asked him how much he smoked, he told them that he went through three packs of cigarettes a day. He said he didn't actually smoke them; they were just on his desk. She thought about her dad and the about non-smoking people who might have sat near him.

She believes a safe work place should be provided for all people. Secondhand smoke is a known carcinogen and people bring these carcinogens into public spaces. An article in the British Medical Journal indicated that 19 published studies were analyzed. It was found that breathing other people's smoke can increase one's risk of a heart attack by 25 percent. It was also found that being exposed to one half hour of secondhand smoke can affect a person's heart. She stated, ". . .one hour in a smoking restaurant is like giving your kids two cigarettes."

Lloyd Klein, 1016 Belleforte Avenue, stated that he is a cardiologist and a Professor of Medicine at Rush Medical College, with a practice at Gottlieb Memorial Hospital. He has published several articles in scientific journals on the effects of cigarette smoking on the heart. Secondhand cigarette smoke is the third leading cause of death in the United States and causes heart attacks, asthma, and lung infections. The EPA has declared it a Class A carcinogen.

The benefits of the proposed ordinance are clear to many, many people in the community. He thinks that the Board will hear arguments about its economic impact and said that Board members should look at various pieces of information offered to them with a critical eye. For that reason, he provided several handouts which he thinks will help the Board in determining who has done a study, how it was done and whether or not it was scientifically valid. He is empathetic toward those who own restaurants in the community who may be told by outside people that the ban will impact their business. The AMA has examined the economic studies in detail. Dr. Klein said that "there's never been a case where a community has lost restaurant business." He added that, in fact, many times restaurants have gained business as the Chamber of Commerce and communities can tell residents that the businesses are smoke free, which is heart healthy. Dr. Klein also provided a study on the economic impact of smoking bans by a professor at the University of

Kansas.

Patrick Trammer, 163 Linden Avenue, said that he's been a resident of Oak Park for ten years and that he's speaking as a physician who's interested in public health and as a father of two young children. He is a professor of Family Medicine and the Department Head at the University of Illinois in Chicago. He's been a practicing physician for 25 years and has seen a lot of smoking-related illness. He realized that to take care of his individual patients, he needed to have a good understanding of the healthcare of the public; so he obtained a degree in Public Health.

Issues like tobacco and smoking are very important to public health. They are also important to him on a personal level. He has problems with allergies and asthma. His daughter had whooping cough at age 3; so she is vulnerable to indoor smoke and irritants. The family enjoys going to eat in restaurants, and they want to be able to eat without coughing. The family is part of a large play group, where children and adults meet regularly on Sunday to have breakfast. They have not been able to find a restaurant in Oak Park to accommodate their needs so they meet in Westchester. The restaurant there is not smoke-free, but most of the patrons are in their 60s and do not smoke.

David Ansel, 1038 N. Grove Avenue, said he has lived in Oak Park since 1986. His specialty is Internal Medicine and he is affiliated with Mount Sinai Hospital.

Dr. Ansel stated that it's time to make indoor work places smoke free. Secondhand smoke is the third most common cause of death. Wyoming was smoke free and then voted to reverse the ban. During the time the ban was in place, the heart attack rate dropped.

Oak Park is not the first community to face this issue. New York, San Francisco and Minneapolis are smoke free, as are Ireland and Burundi. He thinks the ban is a great way to serve the citizens of the community and he is glad the Health Department has brought the issue to the Village Board. He hopes the Board will act on it quickly—he would like to see a unanimous vote by the Board on the ordinance.

Ron Burke, 616 Wenonah Avenue, said that he's lived in Oak Park since 1995 and that he is the Associate Director with the Illinois Environmental Protection Agency, although he was not representing the agency this evening.

He has spent his career trying to limit the public's exposure to environmental contaminants—whether air, water or soil pollution, such as the Village has become familiar with at Barrie Park. Very few things compare to second-hand smoke, or cigarette smoke, in general. Secondhand smoke is a carcinogen and it is the leading trigger of asthma attacks. If contaminants were to show up in the water supply, the Emergency Response Unit at IEPA would be on the phone making a lot of calls. Yet, the contaminant in the air "is somehow okay," which does not seem right to him. He thinks that the issue should be looked at "from an occupational health perspective, in particular."

To say that people can go someplace else to avoid secondhand smoke is not an appropriate response to people who are working in establishments where they are exposed to secondhand smoke.

Mr. Burke said that he wished to focus on the ventilation issue, because often when smoke or secondhand smoke issues arise, the tobacco industry says that a ban is not needed but rather that better ventilation is needed. He indicated that he distributed information on that issue. Some companies state clearly that they will not claim that air scrubbers, for example, will protect those seeking to avoid the risks from secondhand smoke. He indicated that Phillip Morris sponsors a product called Atmosphere Plus and the company has said that the product "does not purport to address health effects attributed to smoking." Mr. Burke urged the Village Board to read the handouts carefully and to vote in favor of a "smoke-free Oak Park."

President Trapani noted that Mr. Burke mentioned Barrie Park and asked if he wanted to share something with the Board about Barrie Park. Mr. Burke acknowledged the good work that's gone into the cleanup. Engineers at the IEPA have said that this is "the most extensive cleanup of its kind in the history of mankind," and Mr. Burke thinks the Village can be assured that inside the park and outside the park, citizens will find safe conditions. He feels confident about the cleanup and thinks that many people deserve credit.

Consent Agenda

CONSENT
AGENDA

- Y. Resolution Authorizing the Purchase of 1041 South Lombard Under Barrie Park Investment Program Guidelines

PURCHASE OF
1041 SOUTH
LOMBARD
UNDER BARRIE
PARK INVEST-
MENT
PROGRAM
GUIDELINES

It was moved by Trustee Carpenter, seconded by Trustee Johnson that Resolution 2004-R-244 entitled **RESOLUTION TO PURCHASE 1041 SOUTH LOMBARD** be adopted as submitted, a true and correct copy of said Resolution herewith being ordered filed in the Office of the Village Clerk.

The roll call on the vote was as follows:

AYES: Trustees Carpenter, Gockel, Johnson, Kostopulos, Milstein and Pope and President Trapani

NAYS: None

The motion was unanimously adopted.

- G. Resolution Authorizing Execution of an Amended Agreement for Intergovernmental Cooperation with Park District of Oak Park for One- Year Period Ending December 31, 2005

AMENDED
AGREEMENT
FOR
INTERGOVERN-
MENTAL
COOPERATION
WITH THE PARK
DISTRICT OF

It was moved by Trustee Carpenter, seconded by Trustee Gockel, that Resolution 2004-R-245 entitled **RESOLUTION AUTHORIZING EXECUTION**

OF AN AMENDED AGREEMENT FOR INTERGOVERNMENTAL COOPERATION WITH THE PARK DISTRICT OF OAK PARK be adopted as submitted, a true and correct copy of said Resolution herewith being ordered filed in the Office of the Village Clerk.

The roll call on the vote was as follows:

AYES: Trustees Carpenter, Gockel, Johnson, Kostopulos, Milstein and Pope and President Trapani

NAYS: None

The motion was unanimously adopted. At the time of the vote some Trustees offered comments. Trustee Pope noted that this item reflects the increase "we negotiated through the budget process capturing the CPI [Consumer Price Index] increases for the coming year."

Trustee Carpenter requested that the Board have the other Partner Agency contracts prior to the contracts being on the agenda for action in January. In that way, questions can be asked prior to the vote. Village Manager Swenson asked if the idea would be to "circulate them over the next couple of weeks" before the January 3 meeting. The response was that while changes are not expected, it would be good for the Board to be able to view them prior to the Board meeting.

I. Resolution Authorizing Acceptance of Various Grants

1. Resolution Authorizing Execution of Agreement with Illinois Clean Energy Community Foundation for Energy Efficient Design and Commissioning of Public Works Building for \$100,000 Grant

ACCEPTANCE OF GRANTS
\$100,000 GRANT FOR ENERGY EFFICIENT DESIGN OF PUBLIC WORKS BUILDING

Resolution 2004-R-246 entitled **RESOLUTION AUTHORIZING EXECUTION OF AGREEMENT WITH ILLINOIS CLEAN ENERGY COMMUNITY FOUNDATION FOR ENERGY EFFICIENT DESIGN AND COMMISSIONING OF PUBLIC WORKS BUILDING FOR \$100,000** was submitted for adoption.

Mr. Swenson commented that this item was discussed at the last meeting and that the Village is fortunate to have received this grant due to the efforts of Mr. Cuneen of the Environmental & Energy Advisory Commission, as well as staff.

Trustee Kostopulos asked if the proposal the Board viewed for the new public works building is the project that this grant will apply to. Mr. Swenson said that the grant is not tied to a particular design but that it will apply to the public works project however it may be designed in the end.

Trustee Kostopulos noted that he thinks \$100,000 for the design work is very generous.

Trustee Pope said he wanted to recognize staff who were involved in obtaining

the grant—Pete Dame and Karen Rozmus, as well as Village Manager Swenson for his leadership. Mr. Dame and Mr. Swenson were recently recognized by the local sustainability organization, Seven Generations Ahead, for their leadership in helping to make this possible.

2. Resolution Authorizing Execution of Agreement with Illinois Department of Public Health - Grant to Develop a Comprehensive, Sustainable, Community Based Care and Prevention Project Targeted Toward African American and Hispanic Individuals as Highest Risk of HIV and Sexually Transmitted Disease Infection in Oak Park, Illinois, November 1, 2004 through June 30, 2005

GRANT TO DEVELOP COMMUNITY-BASED CARE AND PREVENTION PROJECT FOR THOSE AT HIGHEST RISK FOR HIV AND SEXUALLY TRANSMITTED DISEASE INFECTION IN OAK PARK

Resolution 2004-R-247 entitled **RESOLUTION AUTHORIZING EXECUTION OF AGREEMENT WITH ILLINOIS DEPARTMENT OF PUBLIC HEALTH – GRANT TO DEVELOP A COMPREHENSIVE, SUSTAINABLE, COMMUNITY BASED CARE AND PREVENTION PROJECT TARGETED TOWARD AFRICAN AMERICAN AND HISPANIC INDIVIDUALS AS HIGHEST RISK OF HIV AND SEXUALLY TRANSMITTED DISEASE INFECTION IN OAK PARK, ILLINOIS, NOVEMBER 1, 2004 THROUGH JUNE 30, 2005** was submitted for adoption.

President Trapani indicated she wanted to acknowledge the assistance of State Representative Deborah Graham in obtaining this grant.

J. Resolution Authorizing Various Intergovernmental Agreements for Fiscal Year 2005

INTERGOVERNMENTAL AGREEMENTS FOR 2005

1. Resolution Authorizing Execution of Agreement for Intergovernmental Cooperation between Village of Oak Park and Village of River Forest for Computer Services 2005

AGREEMENT WITH RIVER FOREST FOR COMPUTER SERVICES

Trustee Johnson commented that River Forest appears to be satisfied with the services the Village is providing. He would support reaching out to other communities to see if the Village can offer this type of service to them. It would provide service to other communities and would bring additional revenues to the Village. Mr. Swenson indicated that with the direction and support of the Village Board there has been an effort made to share services with other communities. We are able to do that through the Information Technology and Environmental Health areas.

2. Resolution Authorizing Execution of Agreement for Intergovernmental Cooperation between Village of Oak Park and West Suburban Consolidated Dispatch Center for Information Technology Services in 2005

AGREEMENT WITH WEST SUBURBAN CONSOLIDATED DISPATCH CENTER FOR INFORMATION TECHNOLOGY SERVICES

Resolution 2004-R-249 entitled **RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT FOR INTERGOVERNMENTAL COOPERATION BETWEEN THE VILLAGE OF OAK PARK AND THE WEST SUBURBAN CONSOLIDATED DISPATCH CENTER FOR INFORMATION TECHNOLOGY SERVICES** was submitted for adoption.

- L. Resolution Authorizing Various Housing Programs Loans and Grants
 - 1. Resolution Authorizing Garage Repair/Replacement Grant: GRRP-014
 - 2. Resolution Authorizing Garage Repair/Replacement Grant: GRRP-055
 - 3. Resolution Authorizing Garage Repair/Replacement Grant: GRRP-058
 - 4. Resolution Authorizing a Rehabilitation Loan: CDS-482

HOUSING PROGRAMS LOANS AND GRANTS

Resolution 2004-R-250 entitled **RESOLUTION AUTHORIZING A GARAGE REPAIR/REPLACEMENT GRANT – GRRP-014**; Resolution 2004-R-251 entitled **RESOLUTION AUTHORIZING A GARAGE REPAIR/REPLACEMENT GRANT – GRRP-055**; Resolution 2004-R-252 entitled **RESOLUTION AUTHORIZING A GARAGE REPAIR/REPLACEMENT GRANT – GRRP-058**; and Resolution 2004-R-253 entitled **RESOLUTION AUTHORIZING A REHABILITATION LOAN – CDS-482** were submitted for adoption.

With regard to item L-1, Trustee Kostopulos asked Rehabilitation Supervisor Frank Pond if the garage referenced is an attached garage. Mr. Pond responded that it is a detached garage—"an additional garage where we've already made a grant in the past." Trustee Kostopulos asked the reason for the fire rating. Mr. Pond responded that Code requires that if the wall of a garage is within a certain distance of the lot line, that the wall inside, as well as the eaves and soffits, will be fire rated.

- N. Resolution Authorizing Renewal of Insurance Program for 2005

RENEWAL OF INSURANCE PROGRAM FOR 2005

Resolution 2004-R-254 entitled **RESOLUTION AUTHORIZING RENEWAL OF INSURANCE PROGRAM FOR 2005** was submitted for adoption.

- O. Resolution Authorizing the Village of Oak Park to Enter into an Agreement with Nationwide Retirement Solutions to Establish an Internal Revenue Code Section 457 International Association of Fire Fighters (IAFF) Financial Corporation Retirement Program for Members of the Oak Park Fire Department Covered by the IAFF Local 95 Bargaining Agreement

AGREEMENT WITH NATION-WIDE RETIREMENT PROGRAM TO ESTABLISH INTERNAL REVENUE CODE SECTION 457 IAFF FINANCIAL CORPORATION RETIREMENT PROGRAM FOR OAK PARK FIRE DEPARTMENT MEMBERS COVERED BY IAFF LOCAL 95 BARGAINING AGREEMENT

In introducing this item, Village Manager Swenson said that this item is part of the contract with the Fire Fighters and offers IAFF Local 95 members a deferred compensation program alternative.

Resolution 2004-R-254 entitled **RESOLUTION AUTHORIZING THE VILLAGE OF OAK PARK TO ENTER INTO AN AGREEMENT WITH NATIONWIDE RETIREMENT SOLUTIONS TO ESTABLISH AN INTERNAL REVENUE CODE SECTION 457 INTERNATIONAL ASSOCIATION OF FIRE FIGHTERS (IAFF) FINANCIAL CORPORATION RETIREMENT PROGRAM FOR MEMBERS OF THE OAK PARK FIRE DEPARTMENT**

COVERED BY THE IAFF LOCAL 95 BARGAINING AGREEMENT was submitted for adoption.

AA. Resolution Authorizing Execution of Agreement with Illinois Department of Public Health For Enabling Grant to Locals for Public Health Preparedness and Response for Bioterrorism August 31, 2004 through August 30, 2005

AGREEMENT WITH IDPH FOR GRANT FOR PUBLIC HEALTH PREPAREDNESS AND RESPONSE FOR BIOTERRORISM

Mr. Swenson explained that this item was not a part of the original packet but that it was provided at Board members' places.

Resolution 2004-R-256 entitled **RESOLUTION AUTHORIZING EXECUTION OF AGREEMENT WITH ILLINOIS DEPARTMENT OF PUBLIC HEALTH – GRANTS TO LOCALS FOR PUBLIC HEALTH PREPAREDNESS AND RESPONSE FOR BIOTERRORISM AUGUST 31, 2004 – AUGUST 30, 2005** was submitted for adoption.

President Trapani asked Mr. Swenson to convey the Board's thanks to members of the Health Department for applying for and obtaining many of these grants.

Daniel Fore, 1116 Garfield, indicated that he wished to speak regarding Item J-2. He has participated in a number of community neighborhood meetings where a variety of issues were discussed—graffiti around Mohr Cement company, problems with Narcotics Anonymous on Lyman, and problems in and around the YMCA and the Austin district. Mr. Fore said that a common problem identified at the meetings involves the personnel of the Consolidated Dispatch. It is understood that WSCDC personnel must prioritize the level of emergency involved but, he said, it seems personnel second guess "residents' feelings about how urgent they need the police or other emergency service in regard to whether it be teen problems, vandalism, theft, assault, whatever." Members of the groups he's participated in feel that they've been treated disrespectfully. He has experienced the same thing and has come to the conclusion that he "would have to start dropping police officers' names, especially the upper ranks, in order to get the dispatcher to respond appropriately and actually send out an officer in an appropriate time." He hopes that as the Board is making decisions on the budget that the problem will not continue.

Mr. Swenson responded that every call that goes into the Dispatch Center is recorded. He asked Mr. Fore to meet with Mr. Wiggins to provide dates and times that he has called, saying "We pride ourselves on courteous, prompt response. . . ." He added if the things Mr. Fore has reported are true, he will take specific action—that the Village needs to respond if things are amiss. President Trapani asked Mr. Swenson to provide the Board with a date specific memorandum on this issue.

Approval of Consent Agenda

APPROVAL OF CONSENT AGENDA

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

The roll call on the vote was as follows:

AYES: Trustees Carpenter, Gockel, Johnson, Kostopulos, Milstein and Pope and President Trapani

NAYS: None

The motion was unanimously adopted.

Regular Agenda

REGULAR AGENDA

- H. Motion Approving Ordinance to Set a Time and Place for a Public Hearing Relative to Amending the TIF Redevelopment Plan and Project and for the Addition of Certain Properties to the Existing Greater Downtown TIF Project Area

ORDINANCE SETTING TIME AND PLACE FOR PUBLIC HEARING REGARDING AMENDMENT TO TIF REDEVELOPMENT PLAN & REDEVELOPMENT PROJECT AND ADDITION OF PROPERTIES TO EXISTING GREATER DOWNTOWN TIF PROJECT AREA APPROVED

Mr. Swenson noted that this was discussed at a recent Board study session at which time the Board directed that it should be on tonight's agenda for the purpose of setting the public hearing date.

It was moved by Trustee Carpenter, seconded by Trustee Johnson, that Ordinance 2004-0-62 entitled **AN ORDINANCE FIXING A TIME AND PLACE FOR A PUBLIC HEARING PRIOR TO THE ADOPTION OF AN ORDINANCE PROPOSING THE AMENDMENT OF THE REDEVELOPMENT PLAN AND REDEVELOPMENT PROJECT AND THE ADDITION OF CERTAIN PROPERTIES TO THE EXISTING OAK PARK GREATER DOWNTOWN TAX INCREMENT FINANCING PROJECT AREA WITHIN THE VILLAGE OF OAK PARK, COOK COUNTY, ILLINOIS** be adopted as submitted, a true and correct copy of said Ordinance herewith being ordered filed in the Office of the Village Clerk.

Kathryn Jonas, 124 S. East Avenue, urged the Board to vote against setting a February 7th date for the public hearing. She said that the proposed \$105 million to be spent "for public improvements and land acquisition is the largest single expenditure in this Village's history" and she does not believe the Board has been given by staff the information it needs to make the decision to proceed.

She attended the annual TIF review Board meeting a year ago, when the cumulative revenue in the Downtown TIF at that time was \$74 million. Ms. Jonas stated, "Assuming this year's 2003/2004/2005 and 2006, there's four years to go, it will be \$100 million. Together with this new extension, that will be \$205 million—that's nearly a quarter of a billion dollars sunk into Downtown Oak Park."

She asked if the Board has received a full accounting of every project in DTOP that was funded with TIF dollars and how much was used for each. The last time the TIF was amended was 1992. Projects done since 1992 have not occurred per a redevelopment plan. She asserted that if the Board has not received a description of projects done and TIF dollars used between 1992 and 2005, it can not "responsibly approve and set this redevelopment plan for a public hearing on February 7th."

Referring to the UIC Harrison Street, Oak Park Avenue and Roosevelt Road studies, she noted the length of time involved. She asked what the rush is. If the Board votes "Yes" tonight she would like to know why there has not been sufficient discussion with the public on this. There's been nothing in the *FYI* about it—and that's a publication that goes to everyone in Oak Park. Ms. Jonas added, "Plus, this extension needs to be evaluated in the context of the whole Village." She asked about Roosevelt Road and about Madison Street, where there is no redevelopment plan.

Ms. Jonas said that the document provided to the Board by staff—the Greater Downtown Master Plan—is missing the 1988 amendments to the Downtown Oak Park TIF, which originated in 1983. She stated that it is important because it contains a lot of truth and a lot of planning. The documents shows that at one point the Village could assign specific numbers to projects and talk with the community about the projects. She worked with the developer for the Prairie Court Apartments. It was a very different Village in 1987. The \$400,000 subsidy received from the Village was to remediate underground tanks. The developer built its own underground heated and air-conditioned garage for 125 cars. Whiteco is not doing that. 1987 was a time when developers were not coming to Oak Park. Now they are lining up to work here and the Village is giving \$8 million subsidies. Ms. Jonas does not think the Board has devoted enough time to studying the issue of "approving the \$105 million addition to the DTOP."

Sharon Patchak-Layman, 612 Lyman, said that she has two concerns with regard to this item. First has to do with the manner in which the Village is complying with the requirements of the State TIF laws. She filed a FOIA request on June 29th to receive the 2003 TIF review which was required by law to be in Springfield on July 1st. She received the document December 1st—it was "finally completed November 12th." She is "very disturbed that with all of the amount of discussion within Oak Park on what's happening with the TIF, that this report this year was as late as it was."

The second example of what she thinks is a "lackadaisical approach" is the agenda item to set a date and time for the public ordinance hearing. The State law says that the report should be made available for public inspection—but she said, "It's impossible to find." She understands it came out on November 24th. Ms. Patchak-Layman thinks citizens of Oak Park expect Village officials to help them understand what is going on. To issue a report that people who are interested in the TIF can't find or know where to look for it or to have it "sitting at Village Hall and somehow we're supposed to know where it is, how to get it and that it's coming up for a discussion" is, she thinks, "inappropriate, insensitive and not in good faith."

A second concern is that an item listed under DTOP in the 2003 Joint TIF report is the addition of a new bond obligation for the 2001 parking revenue bonds. Those bonds have a 20-year life span. She said that this means that these bonds, which the Village is obligating to DTOP, are considerably past "what we know right now as the ending time of 2006 for the DTOP TIF." While the Board may wish it to happen, there is not, at this time, an official extension of the Downtown TIF and

Ms. Patchak-Layman was surprised that the Village is obligating it for twenty years.

Trustee Milstein said he would read his comments because he didn't want to miss talking about things he wanted to articulate.

The Village needs growth and he welcomes change, but he also values Oak Park's history, culture and soul and he thinks fellow Board members have the best interests of Oak Park at heart.

Trustee Milstein said that first he would describe his understanding of a TIF and what it is to be used for. The idea of the TIF district "was to allow the Village to redevelop the DTOP area with increased property tax revenues generated by the redeveloped land." In 1982, developers were not interested in coming to Oak Park. There was obsolescence and blight and it was obvious that development was needed. Village leaders realized at that time that developers would not come without some type of inducement. The then Village Board saw the TIF as a tool that could be used "to bring Downtown Oak Park and Oak Park, in general, back from the brink of economic problems." The Board used that tool and accomplished what it set out to do.

Trustee Milstein said that the Board had specific redevelopment goals in mind when the TIF district was created. The land to be redeveloped was listed, since the Board thought the residents "deserved a very specific listing, a very specific identification of how their money would be spent." Land boundaries, costs for land acquisition and for improvements to the infrastructure were set. The Board wanted to make DTOP attractive to developers and it told taxpayers exactly what was intended. Tax exempt bonds were issued to cover a variety of things such as subsidies and remediation. Public hearings were held. Property tax assessments were frozen at approximately \$23 million and other taxing bodies received a guarantee that they would receive monies based on the assessment for as long as the Tax Increment Financing District lasted—23 years.

District 97 sued the Village and the settlement formula provided that the taxing districts would receive "around 22.5% of the increment. . . ." Additionally, if there were a surplus at the end of the year, the taxing districts would receive a pro-rata share of the surplus.

Redevelopment creates a higher EAV. Property owners pay taxes based on the new EAV and the monies go into a "special fund" which is used for such things as paying off bonds, subsidizing developers and acquiring land.

It is Trustee Milstein's opinion that the "current majority" says that because it is a "special fund" that it doesn't really impact the schools. It is not part of the general operating funds and does not impact the Village's debt limits. He indicated that the "majority" will say that the "TIF" outcome in 35 years will be so great in new property tax dollars that the schools will benefit dramatically." The schools get property taxes based on the lesser EAV and a portion of the settlement dollars.

Mr. Milstein indicated the "majority" wants to extend the TIF and will "carve out" certain properties from the TIF and release the money to the taxing bodies, and it is anticipated that the extension of the TIF will generate a lot of money. He stated that the schools do not have to agree to the extension, that the Village can extend even without the agreement of the school districts.

The State says that TIF debt isn't subject to the Village's debt limit—that it isn't part of the Village's general obligations. Mr. Milstein stated, "In other words, we do not back up what we borrow with the full faith and credit of the Village—we pay the debt from a special fund" with money coming to that fund from property taxes. The purpose of a debt limitation is to prevent the Village from becoming overburdened with debt. He believes that creation of special funds that are not subject to the Village's debt limitations is a game of semantics.

Trustee Milstein thinks that this is one of the biggest decisions the Village will ever make and that the Village is moving along too quickly on this issue. He stated, ". . .we are now subsidizing wealthy developers at the expense of our taxing bodies. We are rushing to extend the TIF before an election—that's the ultimate goal." He added that the schools are cutting budgets and that District 97 is asking the Village to provide tax dollars to support its programs. The Village is floating bonds and "moving monies around to help the schools." He thinks helping the schools is critical, but he thinks that the Village's aid to the school district a matter of plugging a hole and that the schools will continue to suffer until efforts to reform school funding are successful.

The TIF is twenty-one years old, which Crandall Arambula says is "average." The "majority" believe that the Village must offer large incentives to developers "because market forces will not work." Mr. Milstein wants proof that the market forces will not work.

He thinks that a TIF "should be a tool of last resort." The Village is "redeveloping areas that are neither intuitively nor rationally blighted." He said that the Village is providing "corporate welfare" at the expense of the schools and that it is purchasing buildings and inflating costs, which hurts small businesses by raising rents. There has been discussion about knocking down historic buildings and sections of Lake Street to develop a vision. But whose vision is it?

The property taxes of the middle class taxpayers keep going up. Mr. Milstein said, "After twenty-one years of promises that your taxes will go down, go pull out your tax bills and take a look at them." He said that Oak Park's quality of life is being sold and that gentrification will drive lower income citizens out of Oak Park while multi-family building vacancies are currently at eleven to fifteen percent.

Trustee Milstein wonders what the rush is and why the extension of the TIF is so important. If the extension is such a good idea, let the next Board do it. "The citizens of Oak Park pay the bills [and] it is time for great public scrutiny." The Village needs to be accountable to its citizens. He does not believe there was adequate public notice to enable the Board to move this to a public hearing. He asked, "What's the rush?"

Trustee Johnson said that as he sees it, there is no rush. There have been many, many discussions between the Village and the school districts, beginning in 2001 with regard to the TIF extension. What the Board is doing tonight is setting the date of February 7th for a public hearing so that the public can review the plan just presented to the Village Board by Crandall Arambula and which is available for review. The analysis performed by TIF experts showed clearly that commercial properties outside of the TIF district had a lower increase in EAV than commercial properties within the TIF district. The plans presented by Crandall Arambula call for a \$50 million public investment. Downtown Oak Park is the Village's "economic engine," with regard to sales tax generated. The Village hired experts to help craft a plan that is "dynamic for Downtown Oak Park." It is important to keep sales tax revenue "robust" to try to alleviate the property tax burden on the average homeowner, on multi-family building owners and on business owners. What the Village is doing is being emulated by other communities. Elmhurst viewed what Oak Park was doing as a model for its own community and it has moved forward with its TIF extension. The Village "has to be part of the public/private investment to encourage investment." Two recent RFPs received limited responses which did not meet standards the Village was seeking.

The action tonight is simply to set the public hearing date as February 7. Residents can review the plan, the TIF analysis and any other information that the Village has provided to the public. There have been many public meetings. Crandall Arambula held many meetings with stakeholder and community groups, as well as two well-attended public meetings. There has been significant community input with regard to the Downtown plan.

Trustee Pope sees the truth in the comments that Trustees Milstein and Johnson offered. He noted that he recently asked for additional information "which will help to give us a better sense of what impact we can potentially have through the extension of the TIF." He expects that information will be forthcoming.

As the plan is presented now, it is proposed that some investment will be tied to development activity "that will generate a return to the Village" and some will go toward changes in the Downtown area which will impact quality of life. He thinks it is important that the Board "clearly articulate the target parcels." Some are identified in the plan now and additional information is coming from Crandall Arambula that will allow for clearer identification of the properties. He thinks identification of the properties where the Village is likely to make investments will "help to facilitate a clearer conversation with the community," and there may need to be more several sessions with the community regarding the potential extension of the TIF agreement. Using carve-outs in the way it is intended to be used by taking new developments out of the TIF district and releasing the increment back to the taxing bodies has the potential to generate positive impact.

Trustee Pope is agreeable to setting the date for the public hearing but wants there to be real conversation with the community about what this means and what the impact could be.

Trustee Kostopulos thinks there should be a meeting but believes this is premature. He would like to see the Crandall Arambula report completed, debated publicly and adopted. He thinks that it is important to discuss the carve-outs and "what we do in the Downtown area" and he doesn't see it happening that fast.

Trustee Gockel said that he's not eager to discuss or debate the history of the TIF district and he has "some serious reservations going forward." Mr. Gockel said that all Board members will have an opportunity to vote with regard to the extension of the TIF District. The action tonight calls for a public hearing with regard to amending the TIF redevelopment plan and project. Trustee Gockel asked what document it is that the Board has reviewed and approved that amends the project. What document will be placed on the agenda for February 7?

President Trapani responded, "It would seem to me, based on our discussion with Crandall, that part of that document is the document received on the 24th." She asked Finance Director Peters if she is correct and he responded that she is and that the document was received the Tuesday or Wednesday before Thanksgiving. President Trapani said that included the "geography" of the TIF, with the six projects carved out and the three proposed additions. Crandall talked about discussions with stakeholders regarding some interest on their part for developing underutilized parcels. Mr. Peters agreed and said that some exhibits are a part of the plan which show proposed redevelopment costs. President Trapani said, ". . .the hearing will incorporate all of the elements of the plan. . . ."

Trustee Gockel said that he participated in all the study sessions and heard Mr. Crandall's presentation, but "by no means did those study sessions and those discussions represent any kind of agreement on the part of this Board with respect to a plan for Downtown Oak Park." He said that according to the Village's contract with Crandall, Crandall will not submit a report to the Village until mid or late January. He feels certain that at that point, the Board will want people in the community to comment on the report. Trustee Gockel attended the sessions at the high school, where residents did have an opportunity to present their ideas. Crandall summarized some of those responses. The Village does not have a report from Crandall Arambula that represents a redevelopment plan for Downtown Oak Park, and "therefore, it has not been discussed, either internally by us, or by the Plan Commission or by the citizens." He guesses that it's Item X-4 on tonight's agenda. He said, "We do not have an Oak Park Greater Downtown Tax Increment Financing Redevelopment Project and Plan." What the Board does have is copies of the slides Crandall presented showing new development, the housing framework, the public realm framework, the retail and parking framework. He finds them "intriguing ideas" but, he said, "They are just ideas." Referring to a phrase Trustee Johnson used earlier, Mr. Gockel said that there is nothing agreed upon to "queue up" for a public session for February 7th.

President Trapani noted that the Commentary indicates a public hearing is required to "consider the development of the Greater Downtown Tax Increment Financing Redevelopment Project Area." She explained that the hearing will allow the public to comment "on what exists" and then to help formulate the final plan. Village Manager Swenson said this is what the Board talked about in its study

session a week or so ago. Darryl Davidson prepared the attached ordinance as a result of those discussions. Tonight's action is simply setting the public hearing date which commits the Board to nothing other than setting the hearing date. The basis of the public hearing is to provide a place to receive official public comment "on the work that the planners are doing in the context of amending the Downtown plan."

Trustee Pope shares some of Trustee Kostopulos' concerns about how this fits in with decisions that really haven't been made yet. He wonders if someone can talk about the process, about where the Board anticipates being by February 7th and then the process for beyond February 7th. He thinks there are still questions with regard to what the Community and the Board want to agree to with regard to development of Downtown. He believes it would be helpful to understand tonight's action "in the context of that overall schedule or process." He doesn't care whether it is this Board or a future Board that makes a decision on this issue—politics isn't the issue here. He thinks it is important that the Village help the community to understand the process.

Mr. Peters noted that the ordinance includes a provision that if the Board approves the setting of the date for the public hearing tonight, a Joint Review Board meeting must be conducted by the Village Board prior to the February 7th meeting. Based on the State's timing requirements, the meeting would have to occur within a ten or a fourteen day period, which would be the second or third week of January. It is a critical element of the process that the members of the Joint Review Board have a chance to review the amended plan and can offer reports to the Village Board as advisory recommendations, if they so choose. After the Board takes testimony from the citizens as well as Crandall, there could be direction to staff to proceed with the development of an ordinance "that would create the extension, or not, or making changes to the plan."

Trustee Pope asked about the timetable for delivery of Crandall's final report and recommendations and the Board's ability to provide the report to the taxing bodies for review so that they can make their recommendations to the Board. Mr. Peters said he believes there is a meeting set in early to mid-January with Crandall. Mr. Swenson indicated that the schedule discussed in the study session a week or so ago outlined "the specific actions, meetings and discussions that were anticipated in the context of the completion of the Downtown Plan." Crandall Arambula will be here again in January. Planner Craig Failor indicated that there is a sense that the School Boards may want to have a joint meeting with the Village Board in early January—perhaps the first week. That would be a chance for all elected officials to come together and discuss the Plan; the Village would try to have Crandall Arambula here for that meeting. That would occur prior to the Joint Review Board discussion. Mr. Failor said that after that, the Board would take action on the adoption of the Downtown Plan amendment. He added, ". . .that then feeds into any TIF extension that you may choose to do."

President Trapani noted that she does not have a firm date yet for the early January meeting with the District 200 and District 97 School Boards. She will contact everyone with possible dates as soon as she has them.

Trustee Milstein asked if he was correct in understanding that there is the TIF Redevelopment Project Area Plan on which the public will provide input at the hearing. Then there is the TIF extension issue. The Master Plan "feeds in and combines these two." He invited correction if he was wrong. He said he thinks what Trustee Gockel was asking is, "What have we agreed to?" What will the public provide input on? The final plan has not yet been received so the Board can discuss it. If the Village Board meets with the schools before it has had that discussion among themselves, "we won't even know what we've been talking about." He is trying to figure out what the members of the public who come to the public hearing will be talking about, since the Board hasn't even talked.

Mr. Swenson indicated that the Board, before the plan was done, "wanted to have the discussions about what was being considered in the planning process, and the Board's direction has also been to anticipate that a TIF amendment could be forthcoming from the completion of the planning process." With those objectives in mind, the consultants and the Village's attorney have outlined a schedule to meet them. There have been discussions about the schedule and objections have not been raised. Staff believed that it was the Board's intent to have as much public discussion as possible, which included public meetings at the high school the focus groups and sessions that Crandall Arambula set. Conscious of the potential for a TIF extension, a clear and "legally acceptable" schedule was set.

Trustee Kostopulos indicated that, to him, the key is the final report from Crandall, which will really get everything moving. He added, ". . .we should stay out of the picture, even taking testimony from the schools and our partners because this should. . .take the natural course of being done with the public. . . ." He assumes "our partners" have talked with the consultants. Mr. Failor said that between 40 and 50 focus group and public meetings have been held. Mr. Swenson indicated that the idea at this point was to continue to share information—not to approve anything. Trustee Kostopulos said it appears to him that there will be repetition in the process with input being received on something other than the final plan, with that input being forwarded to the consultants and with the possibility of adjustments being made by the consultants to the plan. He would prefer that the final report be issued "and then all the bells and whistles start working." Mr. Swenson said that is an approach that could be taken but that is not what the Board has indicated should be done.

Trustee Johnson said he would be uncomfortable with changing the process which the Board has committed to. He stated that the Board is setting this up for a public hearing, "based upon the draft of the plan as it is today." The idea is to get additional input and feedback, which is what the Board said it wanted to do. He is not comfortable with changing direction.

Trustee Gockel stated, "The public hearing is required by law because before we can extend the TIF district, we must submit a new redevelopment plan. . . ." He continued, ". . .the context of this ordinance is our submitting an agreed-to plan." He favors having the forthcoming report from Crandall being discussed and debated by the community. One of the "Whereas" clauses in the ordinance before

the Board indicates that a copy of the proposed redevelopment plan and project, attached as Exhibit A, has been made available for public inspection. The ordinance "almost states that we're bringing forward an agreed-to plan for public hearing." He does not agree that the public hearing "is a way of obtaining public reactions to and comments regarding the draft." He doesn't think that the Board has a plan that can be put on the agenda for February 7th because the plan will not be delivered to the Board by Crandall until mid or late January.

Trustee Pope commented that the schedule the Board has is consistent with what the Village Manager was explaining. But he has some questions and if Trustee Gockel is correct in what he's saying, Trustee Pope thinks the Board might talk about Steps 14 and 15, the February 7th public hearing and the February 22nd possible adoption of TIF ordinances and what is between the two dates that provides the Board with an opportunity to consider input from the public hearing "that enables us then to be able to incorporate that into our decision with respect to possible adoption of the TIF ordinance." He stated that he feels similar to the way Trustee Kostopulos feels in that "there's some information with respect to this schedule that I'm just not sure is clearly articulated yet." He thinks the idea of having enough public hearings with regard to the recommendations and possible TIF extension is important. But there may be value in tabling this to get "clarity with respect to any items between steps 14 and 15. . . ." President Trapani said that she is puzzled. There was a study session where the Board met with Crandall and then met with TIF counsel. There was a schedule and she did not hear any objections, at the end of that meeting, to moving forward with the public hearing on February 7th. At the last Village Board meeting several School Board representatives urged the Village Board to move forward. The February 7th public hearing will be a hearing on the plan. She said, "The plan is the plan that we have received." She added that the plan is available for public comment "as we speak." The intent is to establish the February 7th date where the material that the Board has and the material that "is yet to come" will be available for public comment. President Trapani emphasized that this is simply setting a date for public comment. "What we're simply trying to do is move this forward as the Board agreed to do on any number of times. . . ." There have been many discussions and she heard no opposition and this issue is before the Board for action as a result of a study session. It's a step in the process. It is not the concluding step.

Trustee Johnson said, ". . .this draft of this Greater Downtown Master Plan was not created in a vacuum." There was significant public involvement. He's experiencing a flashback with regard to the UIC process where the Board received the plan and wouldn't approve it. He said, "While the process was praised, the product was criticized. . . ." He thinks if the Board is going to proceed along those same lines, it is a detriment to the community.

It was moved by Trustee Johnson, seconded by Trustee Carpenter, to call the question.

The roll call on the vote was as follows:

AYES: Trustees Carpenter, Johnson, Gockel and President Trapani

NAYS: Trustees Kostopulos, Milstein and Pope

The motion to call the question was adopted.

President Trapani announced the question has been called. She offered a recap—there were no objections at the study session when the schedule was drafted and the February 7th date was discussed. What the Board will be voting on is setting February 7, 2005 as the date for the public hearing.

The roll call on the vote to fix a time and a place for the public hearing was as follows:

AYES: Trustees Carpenter, Johnson and Pope and President Trapani

NAYS: Trustees Gockel, Kostopulos and Milstein

The motion was adopted.

At the time of the vote, several Trustees offered comments. Trustee Carpenter stated that this is a schedule the entire Board agreed to and it is merely setting the date for the public hearing. When the Board first talked to the companies responding to the RFQs, Trustee Carpenter stated that she specifically asked each company how long it would take to finish the project. She thought it was important that this not be dragged out for one or two years. Crandall Arambula have done very well in involving citizens and they will come back early in January to finish conversations with various people. The Board has received a preliminary plan that has been given "to any number of people. . . ." This is a schedule everyone agreed to and she believes the Board needs to follow through.

Trustee Pope offered an apology saying that he had not received the schedule prior to his calling in from Pennsylvania for the Board study session; so he had not actually seen the schedule and he indicted he's partly responsible for some of the confusion. He is okay with setting February 7th as the date for the public hearing. He wants to be certain that there is adequate conversation with the public and that "we're talking about the plan that's actually being delivered. . . ." He thinks Trustee Johnson's point is well taken and said that he strongly supports the Crandall process. This is an important project and "it's timely in that we are functioning under a plan that is outdated." He wants there to be sufficient conversation with the school districts about the final product that's being delivered.

Trustee Gockel said, "We do not have nor will we have a plan to place on the agenda for February 7th—Crandall will have just delivered their recommendations which will not have been vetted. . . ." Therefore, he would vote, "No."

K. Resolutions Authorizing Renewal of Business Licenses for Pawnbrokers and Billiard Halls

It was decided to take Items K-1 and K-2 together.

RENEWAL OF
BUSINESS LI-
CENSES FOR
PAWNBROKERS &
BILLIARD HALLS

1. Resolution Authorizing Annual Renewal of Business License for Cash America, Inc. of Chicago, D/B/A Cash America Pawn of Chicago, 6303 North Avenue, Oak Park, Illinois

RENEWAL OF LICENSE FOR CASH AMERICA, INC. APPROVED

2. Resolution Authorizing Annual Renewal of Business License for Irving Park Jewelry & Coins, 6147 North Avenue, Oak Park, Illinois

RENEWAL OF LICENSE FOR IRVING PARK JEWELRY & COINS APPROVED

It was moved by Trustee Kostopulos, seconded by Trustee Milstein, that Resolution 2004-R-257 entitled **RESOLUTION AUTHORIZING ANNUAL RENEWAL OF BUSINESS LICENSE FOR PAWNBROKERS** and Resolution 2004-R-258 entitled **RESOLUTION AUTHORIZING ANNUAL RENEWAL OF BUSINESS LICENSE FOR PAWNBROKERS** be adopted as submitted, true and correct copies of said Resolutions herewith being ordered filed in the Office of the Village Clerk.

The roll call on the vote was as follows:

AYES: Trustees Carpenter, Gockel, Johnson, Kostopulos and Pope and President Trapani

NAYS: Trustee Milstein

The motion was adopted.

President Trapani suggested that after Item K-3, Village Manager Swenson might point out that the Police Department has procedures in place relating to pawnshops and relating to reporting. Mr. Swenson agreed that there are procedures in place relating to pawnshops and he asked Deputy Chief Scianna to speak briefly on that topic.

Deputy Chief Scianna said that Police Department personnel review records daily and respond to any indication that any merchandise taken in might fit with property that has been reported stolen. The Oak Park Police Department has assisted other police departments in the recovery of stolen property, due in large part to the fact that the pawnshops have complied with Village ordinance and have reported correctly.

Trustee Milstein indicated that he made an error in not realizing that Item K-3 was similar to Items K-1 and K-2. President Trapani commented that Item K-3 would be taken separately and then Items K-4 through K-6 would be taken together. She asked Village Clerk Sokol if she was correct in assuming that these businesses have complied with the rules and regulations governing the individual institutions. Ms. Sokol responded, "That is correct." She added that prior to approval, a memo is sent to the various departments involved with the business. Based upon positive reports sent back, the item is moved forward.

3. Resolution Authorizing Annual Renewal of Business License for American Jewelers & Loan Ltd., 6149 North Avenue, Oak Park, Illinois

It was moved by Trustee Milstein, seconded by Trustee Johnson, that Resolution 2004-R-259 entitled **RESOLUTION AUTHORIZING ANNUAL RENEWAL OF BUSINESS LICENSE FOR PAWNBROKERS** be adopted as submitted, a true and correct copy of said Resolution herewith being ordered filed in the Office of the Village Clerk.

RENEWAL OF
LICENSE FOR
AMERICAN
JEWELERS &
LOAN LTD.
APPROVED

Trustee Pope clarified that these are existing businesses in the community. With the rewrite of the Commercial Zoning Ordinance, the opening of new pawnshops is not encouraged. Mr. Swenson added that actions were taken by a previous Board to create specific regulations creating to pawnshops. Village Attorney Ray Heise explained that there were four existing pawn shops and an ordinance was created that permitted four pawn shop licenses in the community. He added, "As these licenses expire, the number of pawnshops is automatically reduced." The record keeping function is fully set forth in the ordinance with regard to identifying property. Certain property is to be photographed. If an officer doing an inspection in a pawnshop finds inventory that cannot be matched to the required recordkeeping, that would be a violation of the ordinance and the Village would pursue that violation. Since he hasn't prosecuted violations of that nature, Attorney Heise thinks he is safe in saying that there haven't been those kinds of violations.

Trustee Carpenter asked Mr. Heise what would happen if all Board members voted against the renewal of a pawnbroker's licenses even if the rules set forth in the ordinance had been followed. Mr. Heise responded that he thinks there would be major litigation with regard to the owner's right to operate a business. If staff reported that there had been, throughout the year, numerous prosecuted violations that produced guilty findings, that would be significant. If the Board were intending to recommend non renewal of the license, it would be incumbent upon the Village to notify the business of the evening's meeting to give the owner an opportunity to respond to any negative recommendation the Board might be making.

Trustee Carpenter indicated that she just wanted to be clear about what would happen should a majority decide to vote "No" on these items tonight.

The roll call on the vote was as follows:

AYES: Trustees Carpenter, Gockel, Johnson, Kostopulos and Pope and President Trapani

NAYS: Trustee Milstein

The motion was adopted.

4. Resolution Authorizing Annual Renewal of Business License for Billiard Hall (Leona's Pizzeria, Inc., 850 Madison Street, Oak Park, Illinois)

RENEWAL OF
LICENSE FOR
BILLIARD HALL
(Leona's)
APPROVED

5. Resolution Authorizing Annual Renewal of Business License for Bowling Alley (Oak Park Lanes, 6046 Roosevelt Road, Oak Park, Illinois)

RENEWAL OF
LICENSE FOR

6. Resolution Authorizing Annual Renewal of Business License for Billiard Hall (Oak Park Billiards, 1019 South Boulevard, Oak Park, Illinois)

BOWLING ALLEY (Oak Park Lanes) APPROVED

It was moved by Trustee Kostopulos, seconded by Trustee Pope, that Resolution 2004-R-260 entitled **RESOLUTION AUTHORIZING ANNUAL RENEWAL OF BUSINESS LICENSE FOR BILLIARD HALL**, Resolution 2004-R-261 entitled **RESOLUTION AUTHORIZING ANNUAL RENEWAL OF BUSINESS LICENSE FOR BOWLING ALLEYS** and Resolution 2004-R-262 entitled **RESOLUTION AUTHORIZING ANNUAL RENEWAL OF BUSINESS LICENSE FOR BILLIARD HALL** be adopted as submitted, true and correct copies of said Resolutions herewith being ordered filed in the Office of the Village Clerk.

RENEWAL OF LICENSE FOR BILLIARD HALL (Oak Park Billiards) APPROVED

The roll call on the vote was as follows:

AYES: Trustees Carpenter, Gockel, Johnson, Kostopulos, Milstein and Pope and President Trapani

NAYS: None

The motion was unanimously adopted.

M. Resolution Authorizing Execution of Agreement with Richard A. Martens

AGREEMENT WITH RICHARD A. MARTENS APPROVED

In introducing the item, Village Manager Swenson explained that Mr. Martens is the attorney who provides counsel to several of the Village's advisory boards and commissions—most notably, the Plan Commission and the Zoning Board of Appeals. He added that Mr. Martens has provided very competent service to the Village for many years.

It was moved by Trustee Kostopulos, seconded by Trustee Pope, that Resolution 2004-R-263 entitled **RESOLUTION AUTHORIZING EXECUTION OF AGREEMENT WITH RICHARD A. MARTENS** be adopted as submitted, a true and correct copy of said Resolution herewith being ordered filed in the Office of the Village Clerk.

President Trapani commented that Mr. Martens does a superlative job. She asked if the Commentary was correct that Mr. Martens is seeking only a \$5/hour increase over last year's hourly rate. She was told that figure is correct. Ms. Trapani stated again that Mr. Martens does a wonderful job for the Village and Mr. Martens responded, "It's an honor and a pleasure to work for the Village of Oak Park."

The roll call on the vote was as follows:

AYES: Trustees Carpenter, Gockel, Johnson, Kostopulos, Milstein and Pope and President Trapani

NAYS: None

The motion was unanimously adopted.

At the time of the vote several Trustees offered comments. Trustee Kostopulos told Mr. Martens that it's been a pleasure working with him. Trustee Pope said that the Board is grateful for Mr. Martens' service to the community. He indicated that he and Trustee Johnson, who worked together with Mr. Martens when they were on the Plan Commission, "are terribly impressed with everything that you've done for this community and the support that you provide to the multiple commissions that you serve." Trustee Carpenter thanked Mr. Martens and noted that she witnesses his fine work at the Residence Corporation and Housing Authority Board meetings, as well. Trustee Johnson commented that it is clear that Board members believe Mr. Martens does a fine job. Additionally, he has received feedback from commission members who work with Mr. Martens who appreciate his thoughtful, reasonable approach and the way he deals with the public and the commissioners. President Trapani said that Mr. Martens' counsel is very much appreciated.

- P. Resolution Authorizing the Execution of the Renewal of an Agreement with O'Connor and Hannan, LLP for I-290 Assistance for Fiscal Year 2005

RENEWAL OF AGREEMENT WITH O'CONNOR AND HANNAN APPROVED

Village Manager Swenson explained that this is the firm that "coordinates our legal counsel and efforts in Washington, D.C. and in Springfield with respect to our work on assuring that any expansion of the Eisenhower Expressway is done in a way that is comfortable with the community."

It was moved by Trustee Carpenter, seconded by Trustee Pope, that Resolution 2004-R-264 entitled **RESOLUTION AUTHORIZING EXECUTION OF THE RENEWAL OF AN AGREEMENT WITH O'CONNOR & HANNAN, LLP FOR I-290 ASSISTANCE** be adopted as submitted, a true and correct copy of said Resolution herewith being ordered filed in the Office of the Village Clerk.

Trustee Milstein said he believes that what was provided was O'Connor & Hannan's annual report. Over a three year period, including with the approval of this item, the Village will have paid the firm \$875,000. He said that he would like a more detailed understanding of what the Village has received for its money, a written itemized reporting. Deputy Manager Pete Dame said that the Board has received "regular written reports for three years." He said that "off the top of his head" he could tell the Board that the firm has helped the Village secure a \$250,000 cap study grant. Additionally, they have helped secure a RTA study of multiple transit options which has a cost of \$500,000 for the first phase. Just today the House of Representatives approved \$1 million for additional study of the cap—this was previously passed by the Senate. It is hoped that the firm will help secure up to \$2 million for the future phases of the RTA study. President Trapani added that volumes are delivered to the Village periodically that are reviewed by the Village's attorneys and that go out to State and Federal legislators. The firm continually reviews studies that are ongoing, including the Ike expansion study.

President Trapani invited the Trustees to comment as they vote. Trustee Carpenter thinks that the return on the money the Village has paid this firm "has come back big time." The \$2 million just received is remarkable, with \$1 million coming from Senator Durbin and \$1 million coming from Congressman Danny Davis. Mr. Davis' total allotment was only \$10 million for all the communities he serves from Lake Michigan through Maywood—and Oak Park received \$1 million. She thinks the Village's lobbying efforts, the trips to Washington, D.C. and Springfield and staff management with the lobbying firm "has paid off in spades." She will vote "yes."

Trustee Milstein said that he thinks the firm has done a good job. He thinks the Board has an obligation to ask publicly about what has been accomplished and to review the billable hours to ensure that the Village receives "every hour that they bill us for." He indicated that he does not support everything that is being lobbied for and he will abstain.

Trustee Kostopulos indicated that while he will vote "yes," he would like to see an update report at least every month that indicates what is happening. He thinks it would be important to learn what our representatives run into when they go to Washington.

Trustee Johnson said he would vote "yes" and indicated he wanted to praise Mr. Dame "for taking this from a regional perspective as well as the multiple transit options and, of course, the cap. . . ." He experienced a cap in Michigan—it works and can really be good for a community. He believes the Village cannot say that there is too much traffic and not have people working for us in Washington and Springfield.

Trustee Gockel said that he will vote "yes," though he would have preferred "a more detailed letter from them outlining the scope of their services." He thinks the letter received was "pretty sketchy." He hopes the next Board will ask for a more detailed proposal from them. He believes proposals need to be updated annually, with a lot of thought.

President Trapani said that she will vote "yes" and that she wanted to thank Mr. Dame. This arrangement was initiated when IDOT informed communities in this region that they were intending to expand the Eisenhower and add an HOV land. The Village Board then and now supports the idea that citizens of the Village don't want the Eisenhower extended without ensuring "that all efforts to increase public transportation and other forms of transportation are proffered." She knows that Mr. Dame is on top of all this and the Board appreciates his work. President Trapani agrees with Trustee Carpenter that this is money well spent. She publicly thanked Congressman Davis and Senator Durbin for their efforts on behalf of the Village.

The roll call on the vote was as follows:

AYES: Trustees Carpenter, Gockel, Johnson, Kostopulos, Milstein and Pope and President Trapani

NAYS: None

Trustee Milstein voted to abstain. An abstention is legally deemed to be an "Aye" vote. Therefore, the motion was unanimously adopted.

- R. Motion Referring an Application for a Planned Development Located at the Southeast Corner of Harlem Avenue and Ontario Street to the Plan Commission for the Purpose of Holding a Public Hearing and Preparing Findings

REFERRAL OF APPLICATION FOR PLANNED DEVELOPMENT AT HARLEM/ ONTARIO TO PLAN COMMISSION APPROVED

Village Manager Swenson, in introducing the item, indicated that this is the project the Board discussed earlier in the evening in a study session.

It was moved by Trustee Carpenter, seconded by Trustee Kostopulos, **TO REFER THE APPLICATION FOR A PLANNED DEVELOPMENT LOCATED AT THE SOUTHEAST CORNER OF HARLEM AVENUE AND ONTARIO STREET TO THE PLAN COMMISSION FOR THE PURPOSE OF HOLDING A PUBLIC HEARING AND PREPARING FINDINGS OF FACT.**

President Trapani pointed out that the Board's comments, in the form of a memorandum, will accompany the referral to the Plan Commission.

Trustee Pope commented that this is a procedural motion which is required to forward the application to the Plan Commission for its hearing process. He added that he intends to support whatever comes out of the Plan Commission hearing process. President Trapani asked Planner Craig Failor to talk to the Commissioners to ensure that this item will be on the Plan Commission calendar for January 6.

The roll call on the vote was as follows:

AYES: Trustees Carpenter, Gockel, Johnson, Kostopulos and Pope and President Trapani

NAYS: Trustee Milstein

The motion was adopted.

- S. Resolution Authorizing Execution of a Contract with SCB – Solomon Cordwell Buenze to Prepare a Neighborhood Plan for the Chicago Avenue Corridor Between Austin Boulevard and Ridgeland Avenue

CONTRACT WITH SOLOMON CORDWELL BUENZE FOR NEIGHBORHOOD PLAN APPROVED

Mr. Swenson noted that this is another planning study that the Board has directed be prepared.

It was moved by Trustee Pope, seconded by Trustee Carpenter, that Resolution 2004-R-265 entitled **RESOLUTION AUTHORIZING EXECUTION OF A CONTRACT WITH SOLOMON CORDWELL BUENZ TO PREPARE A**

NEIGHBORHOOD PLAN FOR THE CHICAGO AVENUE CORRIDOR BETWEEN AUSTIN BOULEVARD AND RIDGELAND AVENUE be adopted as submitted, a true and correct copy of said Resolution herewith being ordered filed in the Office of the Village Clerk.

Daniel Fore, 1116 Garfield, stated that as was seen in the Enterprise zoning application and the cul-de-sac application of the neighbors of Humphrey and Chicago, there is a great need for the study. He said that more importantly, "the parties that this would impact are included." He indicated that the traffic of Robinson's Ribs, Enterprise and West Suburban Hospital is impacted by what's going on along that corridor. Mr. Fore said he finds it interesting that the Board is voting on this item tonight, although public notice appeared several weeks ago about the meetings that will start tomorrow night. The next meetings will be on January 11 and February 8.

Trustee Gockel noted that he spoke with Planner Failor. The ordinance reads "between Ridgeland and Austin," but the northwest corner and the southwest corner of Chicago and Ridgeland will be a part of the study, as well.

Trustee Pope, responding to a comment by Mr. Fore, said that this item was discussed at a study session. There was consensus at that study session that the Board would move this forward and "direction was provided to Mr. Failor to actually begin to take the steps to make that happen." This is a procedural vote on something that has already been addressed by the Board. Mr. Failor has kept the Board informed throughout the process via memo, following a consensus process that Mr. Pope thinks has worked well.

Trustee Johnson commented that while it's not a part of the Village's objectives, he thinks it would be good to encourage this firm to reach out to the aldermen on the Chicago side of Austin. We've reached out to neighboring communities in other planning processes. He thinks as the Village works with the Austin neighborhood, that it would be good to have a conversation with them, as well.

The roll call on the vote was as follows:

AYES: Trustees Carpenter, Gockel, Johnson, Kostopulos, Milstein and Pope and President Trapani.

NAYS: None

Trustee Kostopulos recused himself, saying that John Buenze is an old friend of his and that their relationship stretches back to a time when they associated in some work being done.

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

Following a short break, the Board reconvened. At this time an

announcement was made that the City of Chicago had just asked for the Village's support in fighting a blaze in a downtown high rise building. The Board was informed that an engine company was on its way to help the City in its fire fighting efforts.

T. Ordinances Adopting the Annual Budget for the Village of Oak Park Fiscal Year Beginning January 1, 2005

It was determined that Items T-1, T-2 and T-3 should be considered separately and that Items T-4 and T-5 could be considered together.

1. Ordinance Adopting the Annual Budget for the Village of Oak Park for the Fiscal Year Beginning January 1, 2005

ANNUAL
BUDGET
FOR FISCAL
YEAR 2005
APPROVED

Daniel Fore, 1116 Garfield Street, said that he wished to speak regarding several items. The drivers of the shuttle would like to be employees of the Village and hope that is something that will happen. He thanked Mr. Dame for arranging for the extended holiday hours until 9:30 p.m. on Thursday, Friday and Saturday through December 23, though some people thought the end date should be December 24.

Referring to his slogan, "Leave no pet behind; leave no pet homeless; build a shelter now," Mr. Fore said residents look forward to having a shelter for the animals.

His third topic concerns Freedom of Information Act requests. Most of the time the FOIA process works well and one can get what he/she needs. He noted that he'd made requests for WSCDC tapes and received correspondence indicating the tapes were unavailable. He said that his issue with the Consolidated Dispatch and the Police Department has been resolved, but he was surprised to learn it is still an issue for others.

It was moved by Trustee Carpenter, seconded by Trustee Pope, that Ordinance 2004-0-63 entitled **ORDINANCE ADOPTING THE ANNUAL BUDGET OF THE VILLAGE OF OAK PARK FOR ITS FISCAL YEAR BEGINNING JANUARY 1, 2005** be adopted as submitted, a true and correct copy of said Ordinance herewith being ordered filed in the Office of the Village Clerk.

Trustee Gockel commented that a budget is needed for next year and that because of that need, one would be tempted to vote "yes." He circulated a memo approximately six weeks ago in which he observed that the Board had been discussing several revenue side increases—ambulance fee increases, license fees, late fine fees, etc. He quoted from his October 24 memo which indicated that some of the fee increases are fully justified, since it is unlikely that the Board would choose to reduce the pension fund levies or fail to pass along increased water charges from Chicago. The Village is also committed to debt payments. Mr. Gockel indicated that he is not convinced that enough belt-tightening efforts had been identified to offset the increases on the expense side. He asked how many "core activities have been reviewed and redefined as non-core which can be deleted or

deferred." He stated that the Village is required or desires to increase pension fund levies but "it seems to me that in doing so, we adopt the obligation to reduce expenditures to compensate for them." A major goal that the Board decided on nearly two years ago was to control the tax burden—to control the tax impact on people. He believes that goal came into conflict with some of the Board's other goals and the question became which goals would be subordinated. He believes the goal of controlling and limiting income from the taxpayers ended up at the bottom of the list. He does not think that adequate care has been taken to control expenses.

With regard to the process, he asked eleven months ago that the June 14th study session be used as a preliminary study session on the budget. Trustees Pope and Milstein worked hard to ensure that there were improved study sessions throughout September, October and November. But the first meeting was not held until July 27th. At that meeting, the Board received valuable information from staff but when the meeting ended, the Board had not set a direction and Trustee Gockel said, "and frankly—quite frankly, we didn't subsequent to that." Each Board member must make a determination as to whether costs have been controlled as much as possible. He does not believe that is so.

Trustee Pope recognized Finance Director Peters for his contribution to the budget process. Mr. Peters and his staff have been very supportive of the process set forth. Trustees Pope and Milstein are grateful for Mr. Peters' significant effort, for Mr. Swenson's leadership and for Mr. Dame's efforts in looking at the Partner review component. He believes Trustee Milstein, as co-chair, and the other Board members contributed to an improved process of budget review.

He thinks some of Trustee Gockel's points are well taken. He believes the entire Board thinks focusing on fiscal responsibility is important. The budget before for the Board "shows no absolute increase in terms of the property tax component of the budget." The budget is balanced. There are increases in other areas, but he thinks positive steps have been taken to limit expenditures that will in any way "exceed the means of the community."

The Board and staff have demonstrated leadership in helping to put reliable performance measurements in place so that it can be determined officially how the Village is delivering services and the Village can compare itself to other communities and providers of similar services to ensure that the level of services offered is commensurate with the dollars being invested. He is grateful for the work of staff and the Board and he supports adoption of the budget.

Trustee Carpenter said that while there are pass-through increases, the Village is, again, not imposing a property tax increase. Nothing has been taken away from the Village's core activities. Even with this extremely tight budget, the Village's commitment to the community is the same. The cuts have been well thought out. Staff has not been cut and the increases "are reasonable and logical." She supports adoption of the budget.

Trustee Gockel indicated that nothing in his comments should be seen as a critique of staff. He said that his observations "pertained exclusively to the actions

and activities of the seven of us." He noted that Mr. Peters has always been open and available and has given him all the time necessary to answer questions. He will vote "no."

Trustee Johnson believes that the Board set direction at the time the goal setting was completed, which was much earlier than the July meeting. He thinks Village Manager Swenson and his team were directed to "run an efficient shop" and to continuously look for ways to gain efficiencies—and they have implemented that direction well. He said that Mr. Swenson and his team are to be commended for constantly looking for ways to do things better, quicker and at less expense to the taxpayer. At the same time programs are being expanded, FTE is being held flat. Public Works has innovative ideas; the Health Department is doing an outstanding job. The community has received many grants. Many other communities are struggling with budget deficits and layoffs. The reason Oak Park is not in that position is because the Village has professional leadership helping to manage the budget process and the day-to-day operations. He enthusiastically supports this phase of the budget process.

Trustee Kostopulos said that through the leadership of the Finance Committee and staff, a good and reasonable budget has been crafted. There are some increases, "but they're not bad." He hopes that the Village will look very carefully at additional costs and expenditures and that it will "keep close to what we projected." He will support the budget.

Trustee Milstein commented that if one thinks about municipal government, with all of the data and information and the "flow of money" and the outside forces over which one has no control, it can be seen that this is not an easy process. He and Trustee Pope are grateful that their fellow Board members provided input, thoughts and ideas. There was disagreement on some things, but he thinks that when the discussion concerns millions of taxpayer dollars, there will not be agreement on every issue. He is philosophically opposed to some of the amendments because he doesn't believe they involve the best way for the Village to raise revenue.

Trustee Milstein noted that Trustee Gockel did provide his memo to the Board weeks ago and made some valid points. He thinks Mr. Gockel's comments are accurate. Mr. Milstein thinks this is a good budget. While there are probably areas where it could be tighter, he's not certain where that would be. He stated that the Board has had its conversations and has come to a decision. This is the budget that is being voted on tonight. He will be voting not to support adoption of the budget.

President Trapani said this is the eighth budget she has considered and she told Mr. Peters and Mr. Swenson how much she appreciates it. Seeing the budget evolve from what it was when she was new to the Board to the program budget it is today has been extraordinary. The budget is balanced and it has been balanced. There are no deficits and there have been no deficits. In terms of the property tax, the Village gets approximately twelve to thirteen cents per dollar collected. The majority of the property taxes collected go to School Districts 97 and 200. She said

that unless there is meaningful property tax reform, "Villages like Oak Park and school districts like Oak Park's school districts have to become even more self-sufficient."

President Trapani believes that Mr. Swenson and Mr. Peters have shown ways in which the Village "can tighten our belts" and staff has done a great job in applying for and receiving grants, which is a great help. Taxpayers in the Village are well served They expect services that the Village provides, some of which are not provided even in larger communities. Those programs and services cost money, but she doesn't think that people would expect a decrease in services considering the high property taxes that residents pay. She does not think people see a distinction between what portion the schools receive and what the Village receives in terms of property taxes. While there is an increase in the levy, there is no real increase in property tax. She thanked staff and fellow Board members for an extraordinary job. She supports adoption of the budget.

The roll call on the vote was as follows:

AYES: Trustees Carpenter, Johnson, Kostopulos and Pope and President Trapani

NAYS: Trustees Gockel and Milstein

The motion was adopted.

2. An Ordinance Amending Article 6 of Chapter 23A of the Village Code Entitled "Motor Fuel Tax"

MOTOF FUEL
TAX INCREASE
APPROVED

It was moved by Trustee Pope, seconded by Trustee Carpenter, that Ordinance 2004-0-64 entitled **AN ORDINANCE AMENDING ARTICLE 6 OF CHAPTER 23A OF THE VILLAGE CODE** be adopted as submitted, a true and correct copy of said Ordinance herewith being ordered filed in the Office of the Village Clerk.

President Trapani asked Village Clerk Sokol to call the roll and invited Trustees to make comments at the time of their vote.

The roll call on the vote was as follows:

AYES: Trustees Carpenter, Gockel, Johnson and Pope and President Trapani

NAYS: Trustees Kostopulos and Milstein

The motion was adopted.

Trustee Pope thinks that applying part of the penny per gallon increase toward shuttle operations "and shifting toward a trolley" to help facilitate Downtown traffic flow is as important as the infrastructure investments to be made

in terms of additional street paving.

Trustee Gockel indicated his thinking that this is an "appropriate and necessary way of raising revenue if the budget is already fixed."

Trustee Kostopulos commented that this increase may not seem like much but that it will penalize small businesses.

3. An Ordinance Amending Section 4-1-6 of the Village Code Entitled "Village Ambulance Fees"

INCREASE IN
AMBULANCE
FEES
APPROVED

It was moved by Trustee Pope, seconded by Trustee Kostopulos, that Ordinance 2004-0-65 entitled **ORDINANCE AMENDING SECTION 4-1-6 OF THE VILLAGE CODE ENTITLED "VILLAGE AMBULANCE FEES"** 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, Gockel, Johnson, Kostopulos, Milstein and Pope and President Trapani

NAYS: None

The motion was unanimously adopted.

Trustee Milstein stated that he thinks the fees are too high, but that he can now accept the differential fee. He does not remember the "additional fee structures" being shown to the Board. He said that he would reluctantly vote "yes."

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

PASS-THROUGH
CHARGES FOR
WATER SER-
VICES
APPROVED

5. Ordinance Amending Section 15-4-3 of the Village Code Establishing Vehicle Licenses

INCREASE TO
LATE CHARGE
FOR VEHICLE
LICENSES
APPROVED

It was moved by Trustee Pope, seconded by Trustee Carpenter, that Ordinance 2004-0-66 entitled **ORDINANCE AMENDING SECTIONS 26-2-2(A) OF THE VILLAGE CODE RELATING TO THE METER CHARGES FOR WATER AND SEWER CHARGES** and Ordinance 2004-0-67 entitled **ORDINANCE AMENDING SECTION 15-4-3 OF THE VILLAGE CODE ESTABLISHING VEHICLE LICENSES** be adopted as submitted, true and correct copies of said Ordinances herewith being ordered filed in the Office of the Village Clerk.

The roll call on the vote was as follows:

AYES: Trustees Carpenter, Gockel, Johnson, Kostopulos, Milstein and Pope and President Trapani

NAYS: None

The motion was unanimously adopted.

Trustee Pope emphasized that "the change in the charge for water services is a pass-through from Chicago."

U. Ordinances for the Levy and Assessment of Taxes

TAX LEVY
ORDINANCES
APPROVED

1. An Ordinance for the Levy and Assessment of \$21,194,313 in Property Taxes for the Fiscal Year Beginning January 1, 2004 and Ending December 31, 2004 of the Village of Oak Park, County of Cook, State of Illinois

It was moved by Trustee Pope, seconded by Trustee Kostopulos, that Ordinance 2004-0-68 entitled **AN ORDINANCE FOR THE LEVY AND ASSESSMENT OF \$21,194,313 IN PROPERTY TAXES FOR THE FISCAL YEAR BEGINNING JANUARY 1, 2004 AND ENDING DECEMBER 31, 2004 OF THE VILLAGE OF OAK PARK, COUNTY OF COOK, STATE OF ILLINOIS (2004 Tax Levy)** be adopted as submitted, a true and correct copy of said Ordinance herewith being ordered filed in the Office of the Village Clerk.

President Trapani indicated that questions would be taken and that comments, then, could be offered at the time of the vote. Trustee Johnson asked Mr. Peters to talk about the first bullet point on page 2 of the Agenda Item Commentary. Mr. Peters said that in the course of its operations, the Village issues general obligation debt and pledges property taxes to pay the debt service. This year's bond and interest levy is \$1,582,941. If there were no abatements or use of other funds within the Village to pay that debt service, the bond and interest levy request would have been \$5,945,000. Mr. Peters indicated that what Trustee Johnson points to is that the Village takes advantage of other funding sources, when possible, to pay debt service so as not to put it onto the property tax.

The roll call on the vote was as follows:

AYES: Trustees Carpenter, Johnson, Kostopulos and Pope and President Trapani

NAYS: Trustees Gockel and Milstein

The motion was adopted.

At the time of his vote, Trustee Gockel indicated that he must challenge the statement made by some elected officials that this does not represent an increase in the property tax. The total levy approved one year ago was for \$19,194,000. This ordinance asks for \$21,194,000. That is a 6.3% increase. Though he understands the reason for the increase, it is not accurate to say that the Village is not increasing the tax levy and the amount of money the Village will receive from the property tax.

President Trapani asked Mr. Peters to explain the Truth-in-Taxation statute and why there will be a dollar increase but not an overall percentage increase. Mr. Peters explained that the Truth-in Taxation Act requires the Village to compare tonight's levy request with the extended levy from the previous year. He stated, "The extended levy is somewhat greater than three percent due to the Cook County Collector's Office adding a three percent Loss and Cost collection factor to ensure that the requested levy is actually collected—so there's your first three percent." A second issue is that the other component of the property tax increase did not go toward operations but instead was due to the Village's issuance of the 2004 Series Bonds to fund both the three year funding of the School District 97 diversity programs and use of school properties for recreational purposes and the funding of the Barrie Park Investment Program. Mr. Peters said that those increases are located within the debt service component of the increase and were approved by the Village Board at that time and, therefore, was not part of the 2005 budget or the 2004 levy discussion.

Mr. Peters continued that other components of the tax increase were \$60,000 in additional funds for the Oak Park Library and approximately \$300,000 in additional funding for the Oak Park Police and Oak Park Fire Pension Funds. Oak Park retains an independent actuary to review the performance of these two pension funds and to determine an annual Village contribution sufficient to cover the unfunded actuarial liability of each fund over a set period of time.

2. An Ordinance for the Levy and Assessment of Taxes for the Fiscal Year Beginning January 1, 2004 and Ending December 31, 2004 in and for Village of Oak Park Special Service Area Number One

3. An Ordinance for the levy and Assessment of Taxes for the Fiscal Year Beginning January 1, 2004 and Ending December 31, 2004 in and for Village of Oak Park Special Service Area Number Five

4. An Ordinance for the Levy and Assessment of Taxes for Fiscal Year Beginning January 1, 2004 and Ending December 31, 2004 in and for Village of Oak Park Special Service Area Number Six

It was moved by Trustee Pope, seconded by Trustee Kostopulos, that Ordinance 2004-0-69 entitled **AN ORDINANCE FOR THE LEVY AND ASSESSMENT OF TAXES FOR THE FISCAL YEAR BEGINNING JANUARY 1, 2004 AND ENDING DECEMBER 31, 2004 IN AND FOR VILLAGE OF OAK PARK SPECIAL SERVICE AREA NUMBER ONE**, Ordinance 2004-0-70 entitled **AN ORDINANCE FOR THE LEVY AND ASSESSMENT OF TAXES FOR THE FISCAL YEAR BEGINNING JANUARY 1, 2004 AND ENDING DECEMBER 31, 2004 IN AND FOR VILLAGE OF OAK PARK SPECIAL SERVICE AREA NUMBER FIVE**, and Ordinance 2004-0-71 entitled **AN ORDINANCE FOR THE LEVY AND ASSESSMENT OF TAXES FOR THE FISCAL YEAR BEGINNING JANUARY 1, 2004 AND ENDING DECEMBER 31, 2004 IN AND FOR VILLAGE OF OAK PARK SPECIAL SERVICE AREA NUMBER SIX** be adopted as submitted, true and correct copies of said ordinances

herewith being ordered filed in the Office of the Village Clerk.

Referring to the issue that Trustee Gockel raised earlier, Trustee Pope said he misspoke—that he was trying to indicate that there was no property tax associated with an increase in operations costs

The roll call on the vote was as follows:

AYES: Trustees Carpenter, Gockel, Johnson, Kostopulos, Milstein and Pope and President Trapani

NAYS: None

The motion was unanimously adopted.

V. Ordinances Providing for Abatements

ABATEMENT
ORDINANCES
APPROVED

It was determined that all parts of Item V would be considered together.

1. An Ordinance Providing for Abatement of \$277,919 of the 2004 Tax Levy (1996B General Obligation Corporate Purpose Bonds)
2. An Ordinance Providing for Partial Abatement of \$184,179 of the 2004 Tax Levy (1999 General Obligation Corporate Purpose Bonds)
3. An Ordinance Providing for Partial Abatement of \$375,000 of the 2004 Tax Levy (2000 General Obligation Corporate Purpose Bonds)
4. An Ordinance Providing for Abatement of \$637,466 of the 2004 Tax Levy (2001 General Obligation Corporate Purpose Bonds)
5. An Ordinance Providing for Abatement of \$1,390,708 of the 2004 Tax Levy (2002 General Obligation Corporate Purpose Bonds)
6. An Ordinance Providing for Abatement of \$324,360 of the 2004 Tax levy (2003 General Obligation Corporate Purpose Bonds)
7. An Ordinance Providing for Partial Abatement of \$329,748 of the 2004 Tax Levy (Taxable General Obligation Bonds, Series 2004A)
8. An Ordinance Providing for Partial Abatement of \$395,478 of the 2004 Tax Levy (General Obligation Bonds, Series 2004B)
9. An Ordinance Providing for Abatement of \$397,254 of the 2004 Tax Levy (2004D General Obligation Corporate Purpose Bonds)

It was moved by Trustee Pope, seconded by Trustee Johnson, that Ordinance 2004-0-72 entitled **AN ORDINANCE PROVIDING FOR ABATEMENT OF \$277,919 OF THE 2004 TAX LEVY (1996B General Obligation Corporate**

Purpose Bonds), Ordinance 2004-0-73 entitled AN ORDINANCE PROVIDING FOR PARTIAL ABATEMENT OF \$184,179 OF THE 2004 TAX LEVY (1999 General Obligation Corporate Purpose Bonds), Ordinance 2004-0-74 entitled AN ORDINANCE PROVIDING FOR PARTIAL ABATEMENT OF \$375,000 OF THE 2004 TAX LEVY (2000 General Obligation Corporate Purpose Bonds), Ordinance 2004-0-75 entitled AN ORDINANCE PROVIDING FOR ABATEMENT OF \$637, 466 OF THE 2004 TAX LEVY (2001 General Obligation Corporate Purpose Bonds), Ordinance 2004-0-76 entitled AN ORDINANCE PROVIDING FOR ABATEMENT OF \$1,390,708 OF THE 2004 TAX LEVY (2002 General Obligation Corporate Purpose Bonds), Ordinance 2004-0-77 entitled AN ORDINANCE PROVIDING FOR ABATEMENT OF \$324,360 OF THE 2004 TAX LEVY (2003 General Obligation Corporate Purpose Bonds), Ordinance 2004-0-78 entitled AN ORDINANCE PROVIDING FOR PARTIAL ABATEMENT OF \$329,748 OF THE 2004 TAX LEVY (Taxable General Obligation Bonds, Series 2004A), Ordinance 2004-0-79 entitled AN ORDINANCE PROVIDING FOR PARTIAL ABATEMENT OF \$395,478 OF THE 2004 TAX LEVY (General Obligation Bonds, Series 2004B), and Ordinance 2004-0-80 entitled AN ORDINANCE PROVIDING FOR ABATEMENT OF \$397,254 OF THE 2004 TAX LEVY (2004D General Obligation Corporate Purpose Bonds) be adopted as submitted, true and correct copies of said Ordinances herewith being ordered filed in the Office of the Village Clerk.

The roll call on the vote was as follows:

AYES: Trustees Carpenter, Gockel, Johnson, Kostopulos, Milstein and Pope and President Trapani

NAYS: None

The motion was unanimously adopted.

President Trapani asked Mr. Peters to briefly explain the purpose of abatements. Mr. Peters said that through these nine ordinances, the Village Board approved canceling out almost \$4,400,000 of a potential levy of over \$5,900,000, leaving just under \$1.6 million to go into the property tax levy, using other sources to fund the \$4.4 million portion of the debt. The bond holders are not opposed to the Village finding different sources to pay the bonds.

Mr. Peters explained that in the case of the 2004B Series, nearly half of the \$11.5 million was for water projects. Under normal circumstances one would issue debt against the Water Fund, which would be revenue bond debt carrying a higher interest rate. The Village, however, took advantage of its good debt rating and used general obligation debt "with the full understanding that we don't extend it onto the Village's levy." President Trapani commented that that is an important point—"we pay less because we manage our resources in a responsible way."

W Resolution Authorizing the Designation of Special Tax Allocation Fund Balances in the TIF Districts for the 2004 Fiscal Year

DESIGNATION OF SPECIAL

It was determined items 1 and 2 would be taken together.

1. Resolution Authorizing the Designation of Special Tax Allocation Fund Balances in the Downtown TIF Fund to Projects for the 2004 Fiscal Year
2. Resolution Authorizing the Designation of Special Tax Allocation Fund Balances in the Madison Street TIF Fund to Projects for the 2004 Fiscal Year

It was moved by Trustee Johnson, seconded by Trustee Carpenter, that Resolution 2004-R-266 entitled **RESOLUTION AUTHORIZING THE DESIGNATION OF SPECIAL TAX ALLOCATION FUND BALANCES IN THE DOWNTOWN TIF FUND TO PROJECTS FOR THE 2004 FISCAL YEAR** and Resolution 2004-R-267 entitled **RESOLUTION AUTHORIZING THE DESIGNATION OF SPECIAL TAX ALLOCATION FUND BALANCES IN THE MADISON STREET TIF FUND TO PROJECTS FOR THE 2004 FISCAL YEAR** be adopted as submitted, true and correct copies of said Resolutions herewith being ordered filed in the Office of the Village Clerk.

The roll call on the vote was as follows:

AYES: Trustees Carpenter, Gockel, Johnson, Kostopulos, Milstein and Pope and President Trapani

The motion was unanimously adopted.

Trustee Gockel, at the time of his vote, stated that the motion does not commit Board members to approving or disapproving any project, and that fact was confirmed.

President Trapani noted that this is the end of the budget items and she added that each year Mr. Peters and Mr. Swenson do a fine job of presenting and explaining the budget to the Board. She is grateful to both of them and to their staffs and she thanked the Finance Committee co-chairs. President Trapani stated that this budget is responsive to the concerns of citizens and the taxpayers. Mr. Swenson said that he would like to offer thanks and gratitude to the Management Team of the Village. This is a tight budget and the Board provided staff with direction to bring back a "very prudent budget with respect to expenditures. . . ." Mr. Peters and his staff put considerable effort and energy into this process. Additionally, department directors took Board direction to heart and made "sincere and thoughtful recommendations with respect to how to more efficiently deliver services." He thanked all department directors, Village Attorney Heise for his legal counsel and the four deputies who spent a great deal of time working with department directors. It was due to team effort that this budget was brought forward. He also thanked the Village Board for its leadership and for the effort and energy Board members put into the process. Additionally, he recognized Village Clerk Sokol for "her efforts and energies with respect to the Clerk's budget."

Z. Resolution Authorizing Execution of a Contract with DMD Services for Project 04-21, Building Demolition and Site Preparation

CONTRACT
WITH DMD
SERVICES FOR
PROJECT 04-21
APPROVED

Village Manager Swenson explained that this contract involves the demolition of the building that the Village purchased in the redevelopment area near Harlem and Ontario.

It was moved by Trustee Kostopulos, seconded by Trustee Carpenter, that Resolution 2004-R-268 entitled **RESOLUTION AUTHORIZING EXECUTION OF A CONTRACT WITH D.M.D. SERVICES, INC. OF NORTHLAKE, ILLINOIS FOR PROJECT NO. 04-21 BUILDING DEMOLITION & SITE PREPARATION AT 461 TO 467 NORTH HARLEM AVENUE** be adopted as submitted, a true and correct copy of said Resolution herewith being ordered filed in the Office of the Village Clerk.

The roll call on the vote was as follows:

AYES: Trustees Carpenter, Gockel, Johnson, Kostopulos and Pope and President Trapani

NAYS: Trustee Milstein

The motion was adopted.

At the time of the vote, Trustee Gockel commented that the material provided does not identify the timing of the demolition. He hopes that demolition of this building can be as late as possible so that there are as few days as possible when people will have to pass by an area of rubble surround by a fence. He referred to the demolition of Lowell School and the length of time that the property remained vacant. Village Engineer Jim Budrick responded that the demolition contractor will begin work after the holidays. It is estimated that there will be a three to four week demolition period. At the end of that time, the whole area will be excavated. The foundation is not deep—there is only about a four foot deep basement so there won't be a big hole. The hole will be filled and leveled; so the fence won't be up for very long. Trustee Pope asked if it will be covered. Mr. Budrick responded that it will all be filled in with topsoil, "so that basically it will be just part of the landscape just to the north of it."

Trustee Johnson commented that this is the same demolition company that worked on the Sawyer building, where they exercised care in saving the bricks. He suggested that if some of the bricks could be retained "for use in streetscaping around the appropriate project," that would be a good way to reuse them. Trustee Kostopulos said, "Sell them." Mr. Swenson indicated that the demolition company has the rights to salvageable material, including the bricks. It was pointed out that building bricks cannot be used for street paver bricks because it's a different type of material. They can be used for rebuilding buildings.

Trustee Pope expressed his appreciation that this item was removed from a couple of agendas until the Board was able to decide to refer the application to the

Plan Commission. President Trapani agreed that this is an appropriate time for the demolition contract to be on the agenda.

Trustee Kostopulos clarified that the Stankus hole was a tentative excavation for a building that was never built. The school didn't leave the big hole. The project shut down and the Village was stuck with the hole. Trustee Gockel remarked that he was on the District 97 Board when the property was sold to Stankus.

Village Manager Reports

X. Reports

1. Village Board Calendar for December and January

2. 2005 Schedule of Board Meetings and Study Sessions

Mr. Swenson noted that in addition to the calendars, there is a tentative schedule of Board meeting dates and study sessions for 2005.

3. Barrie Park Update

4. Release of the Greater Downtown Master Plan – TIF Redevelopment Project and Plan

5. Report on 2004 Electronics Recycling Collection Event

6. Appreciation Letter from John Fagan, Superintendent of District 97

This letter expresses District 97's appreciation for the police response in handling an intruder that entered Mann School a few weeks ago.

7. Crandall Arambula Letter: Potential Mailer/Tabloid Survey

Mr. Swenson stated that this item was sent to the Board on Friday, but there is also a copy of the letter from Crandall Arambula, the Village's Downtown planning consultant, before them at the Board table. The letter addresses the matter of "whether there should be a mailer sent out to the community." He reminded the Board that this was a potential add-on to the consultant's contract. This letter indicates that as a result of "the significant attendance that they've had in outreach that they've done to this point," they are not recommending the mailer as a necessary step.

Trustee Pope suggested that there might be Board discussion on whether there are particular issues where the Board might benefit from having broad-based input. He noted that at the very beginning of the process when firms were being interviewed, he'd asked how the Village could ensure obtaining the perspective of people like his father who would never consider attending an open session such as have been held. Messrs. Crandall and Arambula both said a mailer might be possible. Mr. Pope thinks that broad-based input regarding the proposal of opening

VILLAGE
MANAGER
REPORTS

CALENDARS

BOARD MEET-
ING & STUDY
SESSION 2005
SCHEDULE

BARRIE PARK
UPDATE

RELEASE OF
GREATER
DOWNTOWN
MASTER
PLAN

2004 ELEC-
TRONICS
RECYCLING
COLLECTION
EVENT

LETTER OF
APPRECIATION
FROM SUPER-
INTENDENT OF
DISTRICT 97

CRANDALL
ARAMBULA
LETTER RE:
POTENTIAL
MAILER

the Marion Street mall might be important. He has his own concerns about opening the mall fully to traffic and thinks there may be "benefit to getting that additional input." He added that he wants to confirm his support for many of the things that are coming out of the process. Trustee Gockel noted that the Board will hold one of its quarterly outreach sessions late in January. President Trapani responded that Trustee Pope's point is that people don't come out. She suggested that the Board think about this.

Before adjourning, President Trapani wished people a happy Hanukkah, saying that Hanukkah starts the next day. The Board is now on recess and will come back on January 3rd. On behalf of the Board she wished all people a peaceful Holiday season.

ADJOURNMENT

It was moved by Trustee Kostopulos, seconded by Trustee Pope, to adjourn the meeting. The motion was unanimously adopted. The meeting adjourned at 11:30 p.m.

SUBMITTED AND RECORDED
IN THE OFFICE OF:

By: Kathleen M. Cannon
Deputy Village Clerk