

**APPROVED MINUTES - REGULAR BOARD MEETING
PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF OAK PARK
HELD ON TUESDAY, SEPTEMBER 6TH, 2011 AT 6:30 P.M.
IN THE COUNCIL CHAMBERS OF OAK PARK VILLAGE HALL**

I. CALL TO ORDER

President Pope called the meeting to order at 6:30 p.m.

II. ROLL CALL

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

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

In compliance with the Open Meetings Act, it was moved and seconded to adjourn to Executive Session to discuss the sale of property and labor in Room 130.

The roll call on the vote was as follows:

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

NAYS: None

ABSENT: None

The motion was approved.

IV. RETURN TO OPEN MEETING 7:30 PM IN COUNCIL CHAMBERS

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

The Regular Meeting reconvened at 7:40 p.m. in Council Chambers.

V. AGENDA APPROVAL

It was moved and seconded to approve the agenda for the meeting as presented. Village Manager Tom Barwin suggested that Item D be moved to the front of the agenda. A voice vote was taken and the agenda was approved as amended.

VI. MINUTES

It was moved and seconded that the minutes of the Special Meeting of July 25, 2011 and the Special Meeting of August 1, 2011 be approved. A voice vote was taken and the minutes were approved as presented

VII. NON-AGENDA PUBLIC COMMENT

Galen Gockel, 230 S. Kenilworth. Mr. Gockel spoke about the zoning restrictions in Oak Park and noted that allowing more service businesses in a retail district is preferable to vacancies.

Charlene Jones-Foster, 1011 N. Lombard. Ms. Jones-Foster wanted to know the status of street work being done on the 1100 block of N. Lombard.

VIII. PROCLAMATION – THE NINETEENTH CENTURY CHARITABLE ASSOCIATION CELEBRATES 120 YEARS OF SERVICE TO THE COMMUNITY

President Pope read the Proclamation aloud. It was moved and seconded that the Proclamation entitled **THE NINETEENTH CENTURY CHARITABLE ASSOCIATION CELEBRATES 120 YEARS OF SERVICE TO THE COMMUNITY** be adopted. A voice vote was taken and the Proclamation was adopted.

IX. RESOLUTION – THE VILLAGE OF OAK PARK JOINING THE NATIONAL MOMENT OF REMEMBRANCE OF THE 10TH ANNIVERSARY OF SEPTEMBER 11TH

President Pope read the Resolution aloud. It was moved and seconded that the Resolution entitled **THE VILLAGE OF OAK PARK JOINING THE NATIONAL MOMENT OF REMEMBRANCE OF THE 10TH ANNIVERSARY OF SEPTEMBER 11TH** be adopted. A voice vote was taken and the Resolution was adopted.

X. VILLAGE MANAGER REPORTS

Mr. Barwin stated that construction continues on the final section of Roosevelt Road between Ridgeland and Austin. All concrete work is done on the south side of the street. Water and sewer improvements have begun on LeMoyne and North Lombard. Local street resurfacing continues. Curb and sidewalk work is complete and paving is underway on various blocks. Planning continues for the streetscape project on Madison Street and the initial presentation to the Village Board is being scheduled. Streetscape improvements for South Marion continue; curb and electrical work are underway. Work on the Bus Shelter Grant project has begun. Work on the Ridgeland Avenue water main crossing under I-290 continues. Contracts for sewer televising and surveying for 2012 Capital Projects are being bid and will be brought to the Board for approval in October. Mr. Barwin noted that there is a Housing Visioning Workshop scheduled on Thursday, September 8 at the Nineteenth Century Club and invited all to attend. On Saturday, September 24 and Saturday, October 29, residents may bring their old electronics to the Public Works building for recycling. Unused medication may be brought to the Public Works building on Saturday, September 17 for disposal. He also announced that I-Go will be providing two electric/solar charged cars; one will be available at Village Hall. In conclusion, Mr. Barwin stated that the Board approved a resolution with the Chicago Metropolitan Agency for Planning to begin a water conservation program; a draft residential survey will be out in the community as well as collection of baseline data.

XI. CITIZEN COMMISSION VACANCIES

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

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

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

Civic Information Systems Commission

Appointment of David McNutt, as Member, with a term to expire September 6, 2014

Community Relations Commission

Removal of Bamshad Mobasher, as Member

Appointment of Serena Brewer, as Member, with a term to expire September 6, 2012

Housing Authority

Appointment of Doris Kelley, as Member, with a term to expire September 6, 2014

Plan Commission

Reappointment of Gail Moran, as Member, with a term to expire September 2, 2014

Police Pension Board

Reappointment of Dennis Marani, as Member, with a term to expire June 6, 2013

Reappointment of Robert Planek, as Member, with a term to expire June 15, 2013

Public Art Advisory Commission

Appointment of Alison Fraunhar, as Member, with a term to expire September 6, 2014

Transportation Commission

Appointment of Craig Chesney, as Member, with a term to expire September 6, 2014

The roll call on the vote was as follows:

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

NAYS: None

ABSENT: None

The motion was approved.

XV. REGULAR AGENDA

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

D. Executive Summary Update on the July 23, 2011 Rainstorm Event

Director of Public Works John Wielebnicki introduced Village Engineer Jim Budrick, who gave a presentation providing an overview of the history of the Village's sewer system and upgrades done throughout the years. He noted that this system has been in place for over 125 years, with the first study done in 1948 and another in 1994, following a major storm in 1993. Over \$20 million has been invested in local sewers since the 1994 study.

Mr. Budrick explained that Oak Park's sewer system, which has the capacity for a 5-10 year storm, discharges to the Metropolitan Water Reclamation District's (MWRD) interceptor system, which has a similar capacity. The interceptor sewers then flow into the District's Stickney Water Treatment Plant. Mr. Budrick gave a detailed description of how the system works.

Mr. Wielebnicki explained how the MWRD sewers limit the Village's ability to increase the overall capacity of their system. The intensity of the rain on July 23, classified as a 50-year storm, overburdened the sewers.

Since that event, the Village has and will be taking several steps to improve the situation, including public education, data collection, conducting an updated sewer study, televising of sewers and researching of sewer backflow protection reimbursement programs and other funding programs.

Randy Laeble, 1010 Forest Ave. Mr. Laible spoke about the flooding on his block.

Eric Davis, 1112 N. Lombard Ave. Mr. Davis thanked the staff for their responses to the flooding issues. He spoke about programs such as the Multi Hazard Mitigation Program that are available for flooding assistance.

- D1.** It was moved and seconded that Resolution 2011-R-141 entitled **RESOLUTION AUTHORIZING EXECUTION OF A PROFESSIONAL SERVICES CONTRACT WITH MWH FOR SEWER SYSTEM EVALUATION IN AN AMOUNT NOT TO EXCEED \$22,142** be adopted.

Jeff Danielski, 122 LeMoyne Parkway. Mr. Danielski referred to Mr. Davis's comments. He asked why no action to rectify this problem has been taken yet.

Rich Bodner, 312 N. Harvey. Mr. Bodner stated that better follow-up is needed regarding flooding issues.

Angela Spinillo, 40 LeMoyne Parkway. Ms. Spinillo referred to the map of the sewer system in Mr. Budrick's presentation and asked how the northeast section of Oak Park is affected by the routing of their sewers to the Chicago quadrant as opposed to the others that are not.

Mr. Budrick explained that the effect is not different; this small portion of the Village is routed through Chicago, but still ends at the Stickney plant.

Trustee Salzman acknowledged that enlarging the sewer capacity is a major expense that the Village is not in a position to incur but noted that temporary solutions such as

subsidizing individual homeowners can become a large expense over the long term. He asked how far along the Village is regarding televising of sewers. Mr. Budrick replied that currently five miles have been covered; they planned to do approximately 25 miles. President Pope noted that there is \$75,000 in the budget to cover the cost of this process.

Trustee Johnson asked when the Board could expect the report from MWH. Mr. Budrick stated that this should be ready by mid-October, with recommendations to be worked into the budget.

Mr. Barwin commented that staff was in the process of contacting various agencies for information regarding available funding and offered to have a written report done regarding progress made.

Trustee Johnson asked if the Village should move forward with the Multi Hazard Mitigation Program. Mr. Wielebnicki stated that this program included tornados, snowstorms, etc., in addition to flooding. The county was already starting this process but there was merit in Oak Park initiating their own program. He noted that Board direction was needed to move forward with this, as it is an investment in resources.

President Pope asked Mr. Wielebnicki if it would be worthwhile to dedicate the necessary resources to look at all of these elements immediately, as they are working through the budget, or to reach out to the county. Mr. Wielebnicki stated that the county's timeframe is two years and recommended that the Village contact one of the communities that have already put this in place to find out what resources are needed if they wanted to move ahead sooner than that.

Trustee Lueck commented that topics that had been discussed this evening are in the report from 1994; she did not know what a new report would tell them that they don't already know. She also stated that not all flooding is sewer related and that they need to be mindful of that when considering solutions. She also noted that there are residents that experienced flooding who may not have reported it to the Village.

President Pope stated that once the report is presented, the total magnitude of the impact needs to be determined as well as the total cost associated with any of the alternatives.

The roll call on the vote was as follows:

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

NAYS: None

ABSENT: None

The resolution was adopted.

- A. It was moved and seconded that a **Motion to Approve Zoning Ordinance Text Amendments relative the B-1/B-2 General Business District and C Commercial District, the Madison Street Overlay District, the Roosevelt Road Overlay District and Accessory Structures, and Direct Staff to Prepare the Necessary Documents** be approved.

Village Planner Craig Failor gave an overview and history of the proposed amendments that were reviewed by the Plan Commission.

The amendment regarding setback and density would allow for mixed use developments in the B-1/B-2 Business District and C Commercial District to be developed to the front of the property line as opposed to 20 feet back and reduce the minimum lot size to 3,000 square feet for the first two units in a multi-family dwelling in these same districts.

The amendment regarding the Madison Street Overlay District proposes having a zero lot line setback for side yards.

The amendment regarding accessory buildings or structures is clarification of the Zoning Ordinance language to state that an attached garage is part of the principal building and not a variable structure.

The final amendment regarding the Roosevelt Road Overlay District will require enclosures, such as decorative fences or walls, as well as appropriate landscaping, to be constructed along the street in regards to outdoor equipment and storage yards.

The roll call on the vote was as follows:

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

NAYS: None

ABSENT: None

The motion was approved.

B. Presentation of Recommendations by the Liquor Control Review Board

Village Clerk Powell gave a brief history of the items under consideration. She raised the subject of adjusting the liquor license fees.

Liquor Control Review Board Member Victoria Scaman presented the recommendations. These included 9:00 a.m. liquor service on Saturdays, Sundays and holidays for brunches, early closing of full kitchen service for B-4 license holders, mandatory BASSET training for all sellers and servers of alcohol, revision to the D-12 license to include the sale of artisanal local distilled spirits and providing for a brunch type service for guests at bed and breakfast facilities.

There was a discussion regarding bed and breakfasts.

Ms. Scaman noted the last of the recommendations, expanding the A-2 license to loosen the restriction on where on the premises liquor may be served. She added that they LCRB was asked to look into a microbrewery or brew pub license and reported that the LCRB recommended to wait until an applicant approached the Village for that type of license. Village Clerk Powell stated that this is the typical procedure for new license types. She added that a microbrewery would involve going through the zoning process as well, since Oak Park is not zoned for light manufacturing.

Trustee Johnson stated that a microbrewery owner is not going to sign a lease, hire an architect and go through the construction process unless they are sure they can

secure a license to operate. He added that, as complex as it may be to create the ordinance without a business model, the Village needs to be proactive and have some framework in place for them to move forward to encourage businesses such as this.

Acting Village Attorney Simone Boutet explained that to create a license without an applicant sends the message that because the Village created it, someone has a right to it.

Trustee Lueck noted that changing the zoning ordinance is a long and complicated process.

There was discussion regarding whether to create the license first or create it after an applicant approaches the Village.

- B1.** It was moved and seconded that a **Motion to Accept the Report of the Liquor Control Review Board to the Oak Park Village Board Regarding Proposed Revisions to the Oak Park Liquor Ordinance and Direct Staff to Prepare the Necessary Documents** be approved.

The roll call on the vote was as follows:

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

NAYS: None

ABSENT: None

The motion was approved.

XVI. CONSENT AGENDA

- E.** **Motion to Accept Recommendation to Deny Parking Restriction Changes on Superior Street from Humphrey to the East Alley**
- F.** **Resolution 2011-R-142 entitled RESOLUTION AUTHORIZING A CONTRACT IN THE AMOUNT OF \$29,000 WITH PRESERVATION SERVICES AND TECHNOLOGY GROUP TO CONDUCT AN ARCHITECTURAL SURVEY OF THE I-290 CORRIDOR AS REVIEWED AT THE AUGUST 1, 2011 MEETING**
- G.** **Motion to Accept Historic Preservation Commission Resolution and Findings of Fact with Regard to the Nomination of 700 South Lombard Avenue and Direct Staff to Prepare an Ordinance Designating it as an Oak Park Historic Landmark**
- H.** **Ordinance 2011-O-053 entitled ORDINANCE FOR THE APPROVAL OF THE SPECIAL USE APPLICATION FOR 715 SOUTH BOULEVARD (FOREST PARK NATIONAL BANK AND TRUST) AUTHORIZING ISSUANCE OF A SPECIAL USE PERMIT TO PERMIT A FINANCIAL INSTITUTION WITH DRIVE THROUGH FACILITY AND ATM**
- I.** **Resolution 2011-R-143 entitled RESOLUTION AUTHORIZING THE EXECUTION OF AN INTERGOVERNMENTAL MASTER AGREEMENT FOR STATE MAINTAINED TRAFFIC SIGNALS and Resolution 2011-R-144 entitled RESOLUTION AUTHORIZING THE EXECUTION OF AN INTERGOVERNMENTAL MASTER AGREEMENT FOR LOCAL MAINTENANCE OF STATE TRAFFIC SIGNALS**

- J. Resolution 2011-R-145 entitled **RESOLUTION AUTHORIZING THE PURCHASE OF 4,800 TONS OF ROCK SALT FROM CARGILL INCORPORATED SALT DIVISION OF NORTH OLMSTEAD, OHIO, AT \$62.51 PER TON FOR THE 2011/2012 SNOW SEASON, IN AN AMOUNT NOT TO EXCEED \$300,048 AND WAIVING THE VILLAGE'S BIDDING PROCESS TO PARTICIPATE IN THE STATE OF ILLINOIS JOINT PURCHASING PROGRAM**
- K. Resolution 2011-R-146 ENTITLED **RESOLUTION AUTHORIZING AN ADDITIONAL \$50,000 TO THE CONTRACT WITH G.A. PAVING CONSTRUCTION CO. OF BELLWOOD, ILLINOIS FOR VILLAGE WIDE UTILITY PAVEMENT PATCHING SERVICES, INCREASING THE NOT TO EXCEED AMOUNT TO \$100,000**
- L. **Motion to Refer Zoning Ordinance Text Amendment for Beauty Supply Stores to the Plan Commission to Hold a Public Hearing and Prepare Findings of Facts**
- M. Resolution 2011-R-147 entitled **RESOLUTION AWARDDING A SMALL RENTAL PROPERTIES REHABILITATION LOAN AND ENERGY EFFICIENCY LOAN AND AUTHORIZING THE EXECUTION OF A SMALL RENTAL REHAB AND ENERGY EFFICIENCY LOAN COMMITMENT AND AGREEMENT SRP-002**
- N. Resolution 2011-R-148 entitled **RESOLUTION AUTHORIZING A SUBORDINATION OF LIEN: BPIP-006**
- O. Resolution 2011-R-149 entitled **RESOLUTION AUTHORIZING A SUBORDINATION OF LIEN: BPIP-038**
- P. Resolution 2011-R-150 entitled **RESOLUTION DESIGNATING CHARTER ONE AS THE VILLAGE'S AUTHORIZED DEPOSITORY**
- Q. Resolution 2011-R-151 entitled **RESOLUTION AUTHORIZING EXECUTION OF AN AMENDED INTERGOVERNMENTAL AGREEMENT FOR O'HARE NOISE COMPATIBILITY COMMISSION MEMBERSHIP**

APPROVE THE CONSENT AGENDA

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

The roll call on the vote was as follows:

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

NAYS: None

ABSENT: None

The Consent Agenda was approved.

XVII. Approval of Bills

It was moved and seconded to approve the bills.

The roll call on the vote was as follows:

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

NAYS: None

ABSENT: None

The motion was approved.

CALL TO THE BOARD AND CLERK

Village Clerk Powell reminded drivers to be watchful for children walking now that school is back in session. She referred to this evening's appointments to Board and Commissions urged residents to volunteer. Village Clerk Powell stated that there is a report she would like to present to the Board this fall that included information on protection of Village records from floods. She concluded by encouraging residents to attend the Housing Visioning Workshop at the Nineteenth Century Club September 8.

Trustee Tucker also urged all to attend the workshop.

Trustee Hedges spoke about the Community Chest of Oak Park-River Forest.

Trustee Salzman congratulated Village Clerk Powell regarding the nomination of her house as a historic landmark. He also stressed the importance of attending the workshop as well. He noted that there will be some upcoming opportunities for residents to meet with Trustees and spoke about an upcoming event at Eastgate Café on October 12.

Trustee Johnson spoke about the town hall meeting with local congressmen. He noted that Board members would be in attendance at the Mid-Week Market on September 7 and the Farmers' Market on September 24. He discussed a proposed Village policy regarding purchasing through local businesses whenever possible.

Trustee Brewer spoke about zoning issues and congratulated his daughter on her appointment to the Community Relations Commission.

Trustee Lueck congratulated the Nineteenth Century Charitable Association on their 120th anniversary. She also encouraged residents to attend the Housing Visioning Workshop. Trustee Lueck spoke about her attendance at the Chairpersons Meeting and noted that the role of trustee liaison to various commissions needed to be clarified. She also suggested that the entities in the Village related to public art hold a joint meeting, as a coordinated public art plan would be preferable to the current piecemeal approach.

President Pope stated that some of the areas under construction around town are starting to take shape.

ADJOURN

It was moved and seconded to adjourn. A voice vote was taken and the motion was approved. The meeting adjourned at 11:05 P.M. Tuesday, September 6, 2011.

SUBMITTED AND RECORDED IN THE OFFICE OF:

Teresa Powell, Village Clerk

By: MaryAnn Schoenneman
Interim Deputy Village Clerk