

**APPROVED MINUTES - REGULAR BOARD MEETING
PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF OAK PARK
HELD ON MONDAY, FEBRUARY 6TH, 2012 AT 6:30 P.M.
IN THE COUNCIL CHAMBERS OF OAK PARK VILLAGE HALL**

I. CALL TO ORDER

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

II. ROLL CALL

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

III. ADJOURN TO EXECUTIVE SESSION TO DISCUSS SALE OF PROPERTY, LITIGATION AND COLLECTIVE BARGAINING

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

The roll call on the vote was as follows:

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

NAYS: None

ABSENT: Trustee Lueck

The motion was approved.

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

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

The Regular Meeting reconvened at 7:41 p.m. in Council Chambers.

V. AGENDA APPROVAL

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

VI. MINUTES

It was moved and seconded that the minutes of the Special Meeting of January 9, 2012, the Special Meeting of January 18, 2012 and the Special Meeting of January 23, 2012 be approved. A voice vote was taken and the minutes were approved as presented.

VII. NON-AGENDA PUBLIC COMMENT

David Schweig, 411 N. Humphrey. Mr. Schweig suggested that a citizens' group be established to deal with the handgun issue.

Steven Harris, 225 N. Kenilworth. Mr. Harris spoke about balancing residential interests against commercial enterprises.

David Gawne, 625 N. Cuyler. Mr. Gawne noted that the public needs to be educated in regards to firearms and was in favor of forming a citizens' group to assist with reaching a decision on this subject.

VIII. PROCLAMATIONS, RESOLUTIONS, AWARDS AND PRESENTATIONS

There were no proclamations, resolutions, awards or presentations.

IX. VILLAGE MANAGER REPORTS

Village Manager Tom Barwin announced that a pilot program regarding food recycling would be available in one area of the community. He introduced Waste and Recycling Manager Karen Rozmus, who described the program. She stated that this will allow residents in the pilot area south of I-290 between Harlem & East to include food scraps with their yard waste in special 96-gallon containers. Residents in this area will be notified by postcard regarding this option. The pilot will run from April through November and will require a billing adjustment.

X. VILLAGE BOARD COMMITTEES

There was no Board Committee business to report.

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 appointments by President Pope:

Community Development Citizens Advisory Committee

Appointment of Glynne Gervais, as Chair, with a term to expire February 6, 2015

Reappoint of Kevin Hooper, as Member, with a term to expire February 17, 2015

Housing Programs Advisory Commission

Appointment of Margaret LaFleur, as Member, with a term to expire February 6, 2015

Reappointment of Meredith Morris, as Member, with a term to expire February 17, 2015

A voice vote was taken and the motion was approved.

XIII. REGULAR AGENDA

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

- B. It was moved and seconded that an **Ordinance Further Amending Planned Development Ordinance 2010-0-014, as Previously Amended by Ordinance 2010-0-91 and 2011-0-15 as Proposed for 938-954 Lake Street and 170 N. Forest Avenue as Directed by the Village Board on January 9, 2012** be adopted.

Kevin Murphy, 210 Forest Ave. Mr. Murphy expressed concern regarding truck traffic in the vicinity of this development, both during construction and once completed.

Steve Harris, 225 N. Kenilworth.

Mr. Harris commented that this ordinance does not adequately protect the interests of Village residents.

Mr. Barwin stated that this ordinance reflects conditions noted by the Board following discussion of the project during the January 9 meeting. He read aloud two amendments not on the original draft distributed to the Board regarding construction traffic and the addition of several surrounding properties to be monitored. He added that the Village has met with firms who have expressed interest in financing this project and explained that Board approval is required before financing is finalized.

Legal Consultant Ray Heise summarized the reasons for the changes to the document.

President Pope referred to each item individually and asked for comments.

Item 35 required a typing correction.

In Item 43, the Chicago Metropolitan Agency for Planning (CMAP) was added as the source of the 2040 Oak Park population projection.

Following a discussion of Item 69 referencing real estate and sales tax, it was determined that it was redundant, referenced elsewhere, and should be removed.

Item D (6) was amended to include the word "also" in the sentence regarding "\$35,000 (security)", for the purpose of clarification.

Item 29 was amended to add the language "Under no circumstances shall the vehicle access of 933 - 937 Ontario be impaired by construction or by this agreement".

Following a discussion on Item 72 (b) in reference to LEED Silver certification, it was determined that the language "including but not limited to Applicant/Developer submitting an application to the United States Green Building council for LEED Silver certification" be added.

The original motion was withdrawn, and amendments discussed were considered.

It was moved and seconded that Ordinance 2012-0-05 entitled **ORDINANCE FURTHER AMENDING PLANNED DEVELOPMENT ORDINANCE 2010-0-014, AS PREVIOUSLY AMENDED BY ORDINANCE 2010-0-91 AND 2011-0-15 AS PROPOSED FOR 938-954 LAKE STREET AND 170 N. FOREST AVENUE AS DIRECTED BY THE VILLAGE BOARD ON JANUARY 9, 2012** be adopted as amended.

The roll call on the vote was as follows:

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

NAYS: None

ABSENT: Trustee Lueck

The ordinance was adopted.

C. Plan Commission Recommendations Related to Four Text Amendments Relative to the B-1/B-2 General Business District and C Commercial District, the Madison Street Overlay District and Screening of Outdoor Storage Areas and Adoption of the Ordinance Related to those Text Amendments

- 1.,2.** It was moved and seconded that the **Plan Commission Recommendation to Approve Zoning Ordinance Text Amendments Relative to Fencing of Outdoor Storage Lots and Ordinance 2012-0-06 entitled ORDINANCE AMENDING SECTIONS 3.8.1, 3.8.4, 3.9.6E, 3.9.8 (L.) (7) (B), 4.6.2, 4.6.3, 6.4.5(H) AND 7.1 OF THE VILLAGE ZONING ORDINANCE RELATIVE THE B-1/B-2 GENERAL BUSINESS DISTRICT AND C COMMERCIAL DISTRICT, THE MADISON STREET OVERLAY DISTRICT AND SCREENING OF OUTDOOR STORAGE AREAS** be adopted.

Village Planner Craig Failor stated that on September 6, 2011, the Board requested that the text amendment addressing screening of outdoor storage facilities be referred to the Plan Commission. The remaining recommendations were previously approved by the Board during that meeting.

Plan Commission Chair Linda Bolte stated that it is the recommendation of the Plan Commission that the entire property be enclosed as opposed to just the fronts and setbacks.

The roll call on the vote was as follows:

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

NAYS: None

ABSENT: Trustee Lueck

The recommendation was approved and the ordinance was adopted.

D. Plan Commission Recommendations Related to the Expansion of the Transit Related Retail Overlay Districts and Direction to Staff to Prepare the Necessary Documents

1. It was moved and seconded that the **Plan Commission Recommendation to Accept the Zoning Ordinance Text Amendment Relative to the Expansion of the Transit Related Retail Overlay District for South Oak Park Avenue** be approved.

Ms. Bolte stated that it was the consensus of the Plan Commission that South Oak Park Avenue would be able to manage the proposed additional restriction of use. She added that current street-level offices would be grandfathered in, including successor leases incurred within a period of 12 months. Mr. Failor clarified that, in addition to retail use on the first floor, service uses such as beauty salons, are allowed as well. Few types of businesses will be prohibited from the first 50 feet of the first floor.

The roll call on the vote was as follows:

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

NAYS: Trustee Hedges

ABSENT: Trustee Lueck

The motion was approved.

2. **Plan Commission Recommendation to Deny the Zoning Ordinance Text Amendment Relative to the Expansion of the Transit Related Retail Overlay District for South Marion Street**

Following a discussion regarding the pros and cons of this recommendation, the Item was tabled.

- H. It was moved and seconded that the **Plan Commission Recommendation to Accept Proposed New Language Defining the Term “Vegetative/Green Roof” and Allowing the Construction of Vegetative Green Roofs to be used to Fulfill Limited Open Space Requirements and Direction to Staff to Prepare the Necessary Documents** be approved.

Mr. Failor noted that this was presented to the Board at the last meeting and they gave direction for this to be reviewed by the Community Design Commission. The Community Design Commission supported the text amendments but wanted language added to require that anyone submitting a vegetative/green roof plan be a design professional.

The roll call on the vote was as follows:

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

NAYS: None

ABSENT: Trustee Lueck

The motion was approved.

XIV. CONSENT AGENDA

- E. Referral to the Zoning Board of Appeals to hold a Public Hearing for a Special Use Permit from WRXXIV, LLC to Operate a Weight Watchers Clinic at 477 N. Harlem
 - F. Ordinance 2012-O-07 entitled ORDINANCE AMENDING ARTICLE 33 OF THE VILLAGE CODE ENTITLED "UNIVERSAL ACCESS COMMISSION" TO CHANGE THE NAME OF THE UNIVERSAL ACCESS COMMISSION TO THE DISABILITY ACCESS COMMISSION AS REVIEWED AT THE JANUARY 18, 2012 REGULAR MEETING
 - G. Resolution 2012-R-23 entitled RESOLUTION ACCEPTING A DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT COMMUNITY CHALLENGE PLANNING GRANT AGREEMENT IN THE AMOUNT OF \$2,916,272 AND AUTHORIZING THE EXECUTION OF THE COOPERATIVE AGREEMENT FOR THAT AWARD
- XV. Approval of Bills for the weeks beginning January 16, 2012 through January 27, 2012 in the amount of \$941,561.26**

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, Salzman and Tucker; President Pope

NAYS: None

ABSENT: Trustee Lueck

The Consent Agenda was approved.

CALL TO THE BOARD AND CLERK

There were no comments.

ADJOURN

It was moved and seconded to adjourn. A voice vote was taken and the motion was approved. The meeting adjourned at 10:47 P.M. Monday, February 6, 2012.

SUBMITTED AND RECORDED IN THE OFFICE OF:

Teresa Powell, Village Clerk

By: MaryAnn Schoenneman
Interim Deputy Village Clerk