

**MINUTES OF THE REGULAR BOARD MEETING OF THE TRUSTEES,
VILLAGE OF TINLEY PARK, COOK AND WILL COUNTIES,
ILLINOIS, HELD MAY 21, 2019**

The regular meeting of the Board of Trustees, Village of Tinley Park, Illinois, was held in the Council Chambers located in the Village Hall of Tinley Park, 16250 S. Oak Park Avenue, Tinley Park, IL on May 21, 2019. President Vandenberg called this meeting to order at 7:42 p.m. and led the Board and audience in the Pledge of Allegiance.

Village President:	Jacob C. Vandenberg
Village Clerk:	Kristin Thirion
Trustees:	Cynthia A. Berg William P. Brady William A. Brennan Diane M. Galante Michael W. Glotz Michael G. Mueller
Absent:	None
Also Present:	
Village Manager:	David Niemeyer
Asst. Village Manager:	Patrick Carr
Village Attorney:	Patrick Connelly

Motion was made by Trustee Berg, seconded by Trustee Glotz, to approve the agenda as written or amended for this meeting. Vote by voice call. President Vandenberg declared the motion carried.

Motion was made by Trustee Mueller, seconded by Trustee Brennan, to approve and place on file the minutes of the regular and special Village Board Meetings held on May 7, 2019. Vote by voice call. President Vandenberg declared the motion carried.

Motion was made by Trustee Brennan, seconded by Trustee Berg, to **PROCLAIM THE FIRST FRIDAY IN JUNE TO BE NATIONAL GUN VIOLENCE AWARENESS DAY**. This is to honor and remember all victims and survivors of gun violence.

Motion was made by Trustee Glotz, seconded by Trustee Brady, to adopt and place on file **RESOLUTION 2019-R-037 RECOGNIZING THE TINLEY PARK HIGH SCHOOL SYMPHONIC BAND FOR WINNING 2019 ILLINOIS SUPERSTATE CHAMPIONSHIP IN CLASS 2A**. On May 3, 2019, the Tinley Park High School Symphonic Band took the stage at the Krannert Center for Performing Arts located at the University of Illinois Urbana Campus. They played two songs, "Block M" by Jerry Bilik and "Othello" by Alfred Reed during the SuperState performance, leading them to be crowned as the 2019 Illinois SuperState Champions in Class 2A. President Vandenberg stated that this item was in its final adoption stage and asked if anyone cared to address the Board. Vote on roll call: Ayes: Berg, Brady, Brennan, Galante, Glotz, Mueller. Nays: None. Absent: None. President Vandenberg declared the motion carried.

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At this time, the Village Board **RECEIVED A PRESENTATION OF THE "2019 RETA L. BRUDD MEMORIAL SCHOLARSHIP PROGRAM AWARDS" SPONSORED BY THE COMMUNITY RESOURCE COMMISSION.** Four (4) \$1,000 scholarships were awarded to students for providing outstanding community service while maintaining academic excellence. Applications were received and reviewed by six (6) judges who chose the winners as follows:

Seth Huisenga, Victor J. Andrew High School
James Subka, Victor J. Andrew High School
Timothy Moriarty, Tinley Park High School
Jane Sharp, Providence Catholic High School

These scholarships were sponsored by Peterson, Johnson, and Murray, Homewood Disposal, Robertson Engineering, and Christopher Burke Engineering.

At this time, Clerk Thirion **CONDUCTED A SWEARING IN CEREMONY FOR FIREFIGHTERS CHRISTIAN ANDREWS, JACOB LITKENHUS, TYLER MULLER AND BRANDON ROJAS.**

Motion was made by Trustee Galante, seconded by Trustee Glotz, to **APPOINT AMY LUTCHEN TO THE POSITION OF STAFF ACCOUNTANT.** The Village conducted a search for Staff Accountant and received twelve applications. One of the candidates, Amy Lutchen, was identified as the most qualified for the position of Staff Accountant to assist the Village's Finance Department. Amy earned her Bachelor's degree in Accounting from the University of Illinois at Champaign-Urbana and has over twenty years of experience in the Accounting Field, including that of Assistant Controller. She currently serves as part time Staff Accountant with the Village, a position she has held since January of 2019. Amy has resided in Tinley Park for seventeen years. Trustee Brennan stated he will abstain from voting on this item due to a business relationship with Ms. Lutchen. Vote on roll call: Ayes: Berg, Brady, Galante, Glotz, Mueller. Nays: None. Abstain: Brennan. Absent: None. President Vandenberg declared the motion carried.

Motion was made by Trustee Berg, seconded by Trustee Brady, to consider approving the following Consent Agenda items:

The following Consent Agenda items were read by the Village Clerk:

- A. CONSIDER PROCLAIMING SEPTEMBER 9TH, 2019 THROUGH SEPTEMBER 14TH, 2019 AS VETERAN'S OF FOREIGN WARS (VFW) "BUDDY POPPY WEEK" IN THE VILLAGE OF TINLEY PARK.
- B. CONSIDER REQUEST FOR A BLOCK PARTY PERMIT ON SATURDAY, AUGUST 17, 2019, ON 65TH AVENUE, BETWEEN 174TH STREET AND VOGT STREET FROM 10:30 A.M. TO 10:00 P.M.
- C. CONSIDER REQUEST FOR A BLOCK PARTY PERMIT ON SUNDAY, JUNE 2, 2019, IN THE CUL-DE-SAC AT HITCHCOCK BOULEVARD FROM NOON TO 5:00 P.M.

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- D. CONSIDER REQUEST FOR A BLOCK PARTY PERMIT ON SATURDAY, JULY 27, 2019, ON ARLINGTON STREET BETWEEN PRINCETON AND EVERDON, FROM 10:00 A.M. TO 10:00 P.M.
- E. CONSIDER REQUEST FOR A BLOCK PARTY ON SATURDAY, AUGUST 31, 2019, ON RAVINIA DRIVE FROM 6624 TO 6655, FROM 1:00 P.M. TO 9:00 P.M.
- F. CONSIDER ADOPTING RESOLUTION 2019-R-040 APPROVING A SETTLEMENT AGREEMENT AND RELEASE BETWEEN THE REGIONAL TRANSPORTATION AUTHORITY (RTA); COUNTY OF COOK; VILLAGE OF FOREST VIEW; VILLAGE OF TINLEY PARK; VILLAGE OF LEMONT; VILLAGE OF ORLAND PARK; ELK GROVE VILLAGE; VILLAGE OF MELROSE PARK; VILLAGE OF HAZEL CREST; VILLAGE OF NORTHBROOK AS PLAINTIFFS AND THE CITY OF KANKAKEE AS DEFENDANT RELATIVE TO COOK COUNTY CONSOLIDATED CASES 2011 CH 29744 AND 2011 CH 34266 INVOLVING THE MATTER OF SOURCING AND REPORTING OF SALES TAXES.
- G. CONSIDER ADOPTING ORDINANCE NUMBER 2019-O-023 ADOPTING CERTAIN AMENDMENTS TO THE TINLEY PARK MUNICIPAL CODE – 2019 S-033 SUPPLEMENT – CODIFICATION.
- H. CONSIDER ADOPTING RESOLUTION NUMBER 2019-R-039 AUTHORIZING AN INTERGOVERNMENTAL AGREEMENT BETWEEN THE VILLAGE OF TINLEY PARK AND COMMUTER RAIL DIVISION OF THE REGIONAL TRANSPORTATION AUTHORITY (METRA) - WARMING SHELTER AT OAK PARK AVENUE TRAIN STATION.
- I. PAYMENT OF OUTSTANDING BILLS IN THE AMOUNT OF \$1,702,424.50 AS LISTED ON THE VENDOR BOARD APPROVAL REPORTS DATED MAY 10, 2019, AND MAY 17, 2019.

President Vandenberg asked if anyone from the Board would like to remove or discuss any items from the Consent Agenda. No items were removed or discussed. Vote on roll call: Ayes: Berg, Brady, Brennan, Galante, Glotz, Mueller. Nays: None. Absent: None. President Vandenberg declared the motion carried.

Motion was made by Trustee Brennan, seconded by Trustee Brady, to adopt and place on file **ORDINANCE 2019-O-019 AMENDING TITLE III OF THE TINLEY PARK MUNICIPAL CODE ENTITLED "ADMINISTRATION" ADDING CHAPTER 45: HAZARDOUS MATERIAL EMERGENCY RESPONSE REIMBURSEMENT.** Legal has prepared a draft ordinance identifying a fee structure that would be assessed in the event we have a hazardous

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materials spill, threatened release, or other similar event in the Village response areas. Previously, we did not have a conforming ordinance that covered our actual time, personnel assignments and regular and specialty equipment used during these incidents. The basis of the charges are to reimburse the Village for expenses incurred when removing and/or remediating hazardous material incidents/emergencies

We will be charging the fees prescribed in Public Act 99-0770 that allow for \$250 per hour and \$70 per responder. In addition, the Village may recover costs pertaining to the use of certain materials in removing/remediating hazardous materials.

Public Safety Committee approved the attached draft ordinance at the May 14, 2019 meeting it is recommended for approval. President Vandenberg stated that this item was in its final adoption stage and asked if anyone cared to address the Board. No one came forward. Vote on roll call: Ayes: Berg, Brady, Brennan, Galante, Glotz, Mueller. Nays: None. Absent: None. President Vandenberg declared the motion carried.

Motion was made by Trustee Glotz, seconded by Trustee Brennan, to adopt and place on file **RESOLUTION NUMBER 2019-R-038 APPROVING FY2020 PAVEMENT MANAGEMENT PROGRAM (PMP) RESURFACING PROGRAM**. The project entails approximately 10.5 miles of pavement improvements which include street resurfacing by heater scarification, HMA surface removal and replacement, pavement patching, miscellaneous concrete repairs, structure adjustments, pavement striping and other miscellaneous improvements in order to complete the project. Quantities will be field adjusted to meet the budget constraints. This item was discussed at the Public Works Committee meeting held on May 14, 2019 and recommended for approval. President Vandenberg stated that this item was in its final adoption stage and asked if anyone cared to address the Board. President Vandenberg asked where this program is funded from. Treasurer Vandenberg stated that funds for the PMP come from State of Illinois, Motor Fuel Tax, per capita allocation, Red Light Camera and Vehicle Sticker programs. This program has been in place for approximately fifteen (15) years. Vote on roll call: Ayes: Berg, Brady, Brennan, Galante, Glotz, Mueller. Nays: None. Absent: None. President Vandenberg declared the motion carried.

Motion was made by Trustee Mueller, seconded by Trustee Berg, to place on first reading **ORDINANCE NUMBER 2019-O-025 APPROVING TEXT AMENDMENTS TO THE ZONING ORDINANCE FOR REGULATIONS RELATED TO TELECOMMUNICATION SERVICE AND SMALL CELL WIRELESS FACILITIES**. Staff drafted Text Amendments to Section III.W. (Regulations for Personal Wireless Service Facilities) of the Zoning Ordinance for Telecommunication Service Facilities (TCSF) in response to several inquiries and state law changes concerning small cell wireless antennas. Staff also improved the Section as a whole in order to clarify and update the Village's regulations for freestanding cell towers, antennas/co-locations, small cell antennas, distributed antenna systems, and related definitions. The draft changes will replace the existing code section in its entirety. The Village Attorney and Public Works Department assisted Planning staff in reviewing the draft text changes.

The Plan Commission held a Public Hearing on May 2, 2019 and voted unanimously (4-0) to recommend approval of the Text Amendments. Vote by voice call. President Vandenberg declared the motion carried.

Motion was made by Trustee Mueller, seconded by Trustee Berg, to adopt and place on file **ORDINANCE NUMBER 2019-O-024 GRANTING A VARIATION FROM THE ZONING ORDINANCE TO PERMIT AN ACCESSORY STRUCTURE (PLAYHOUSE) TO BE LOCATED IN A REQUIRED SECONDARY FRONT YARD WHERE IT IS NOT PERMITTED AT 17104 67TH COURT IN THE R-4 (SINGLE-FAMILY RESIDENTIAL) ZONING DISTRICT.** The Petitioners, Sandra & Dan Lopez, are seeking a Variation from Section III.H. (Permitted Encroachments in Required Yards) of the Zoning Ordinance, to permit a 96 square foot accessory structure (playhouse) to be located in a secondary front yard where one is not permitted. The playhouse will be located behind the existing home's non-conforming secondary front yard setback and within a fenced area of their rear yard. There are no other practical alternative locations on the property due to the small width for a corner lot that was developed under previous Zoning regulations.

The Zoning Board of Appeals held a Public Hearing on May 9, 2019 and voted 4-0 to recommend approval of the requested Variation in accordance with plans as listed in the "List of Reviewed Plans" and recommended conditions in the May 9, 2019 Staff Report. President Vandenberg stated that this item was in its final adoption stage and asked if anyone cared to address the Board. No one came forward. Vote on roll call: Ayes: Berg, Brady, Brennan, Galante, Glotz, Mueller. Nays: None. Absent: None. President Vandenberg declared the motion carried.

Motion was made by Trustee Mueller, seconded by Trustee Brennan, to adopt and place on file **ORDINANCE NUMBER 2019-O-026 GRANTING VARIATIONS FROM THE ZONING ORDINANCE, TO PERMIT A 22'X26' DETACHED GARAGE TO BE LOCATED THREE FEET (3') FROM THE SIDELINE AND TWO FEET (2') FROM THE PRINCIPAL STRUCTURE AT 16933 WILLOW LANE DRIVE IN THE R-4 (SINGLE-FAMILY RESIDENTIAL) ZONING DISTRICT.** The Petitioners, Casey & Sheri Mrofka, located at 16933 Willow Lane Drive, are seeking a 2 foot Variation from Section III.I. (Accessory Structures and Uses) of the Zoning Ordinance, to permit a 22' x 26' detached garage to be setback 3 feet from the side lot line where a minimum 5 foot setback is required and an 8 foot Variation from Section III.I. (Accessory Structures and Uses) of the Zoning Ordinance, to permit a detached garage to be located within 2 feet of the existing principal structure where a 10 foot minimum setback is required or the structure must comply with the principal structure setbacks.

The Petitioner is proposing to demolish the existing 18.5' x 22' detached garage and build a new 22' x 26' detached garage to accommodate their vehicles. To construct the preferred garage size, with consideration of the driveway approach, and to avoid removal of an existing tree, they have requested these setback Variations from the property line and the principal structure.

The Zoning Board of Appeals held a Public Hearing on May 9, 2019 and voted 4-0 to recommend approval of the requested Variations in accordance with plans as listed in the "List of Reviewed Plans" and recommended conditions including the prohibition of extending utilities to the garage except electric and limitations to setbacks and future use of the garage as stated in the May 9, 2019 Staff Report. President Vandenberg stated that this item was in its final adoption stage and asked if anyone cared to address the Board. No one came forward. Vote on roll call: Ayes: Berg, Brady, Brennan, Galante, Glotz, Mueller. Nays: None. Absent: None. President Vandenberg declared the motion carried.

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At this time, President Vandenberg asked if anyone from Staff would care to address the Board.

Community Development Director Paula Wallrich presented an update on the Residences Development noting that the Village is waiting for engineering plans.

At this time, President Vandenberg asked if anyone from the Board would care to address the Board.

President Vandenberg stated that he was happy to see the intergovernmental agreement with Metra for the warming shelter at Oak Park Avenue was adopted this evening. He also thanked Public Works for their hard work dealing with all the rain we have been having recently.

At this time, President Vandenberg asked if anyone from the Public would care to address the Board.

A citizen stated he is happy to see the flooding improvement at Veterans Park near his home. He also thanked the Village for the hiring of additional firefighters and would like to see more police officers hired.

A citizen stated his concerns with the Residences project.

Mike Stuckly noted he approves of the Village allowing the Assistant Public Works Director to have a take home vehicle.

Motion was made by Trustee Glotz, seconded by Trustee Berg, at 8:50 p.m. to adjourn to Executive Session to discuss the following:

- A. THE APPOINTMENT, EMPLOYMENT, COMPENSATION, DISCIPLINE, PERFORMANCE, OR DISMISSAL OF SPECIFIC EMPLOYEES OF THE PUBLIC BODY OR LEGAL COUNSEL FOR THE EMPLOYEES OF THE PUBLIC BODY OR LEGAL COUNSEL FOR THE PUBLIC BODY, INCLUDING HEARING TESTIMONY ON A COMPLAINT LODGED AGAINST AN EMPLOYEE OF THE PUBLIC BODY OR AGAINST LEGAL COUNSEL FOR THE PUBLIC BODY TO DETERMINE ITS VALIDITY.
- B. THE PURCHASE OR LEASE OF REAL PROPERTY FOR THE USE OF THE PUBLIC BODY, INCLUDING MEETINGS HELD FOR THE PURPOSE OF DISCUSSING WHETHER A PARTICULAR PARCEL SHOULD BE ACQUIRED.
- C. THE SETTING OF A PRICE FOR SALE OR LEASE OF PROPERTY OWNED BY THE PUBLIC BODY.

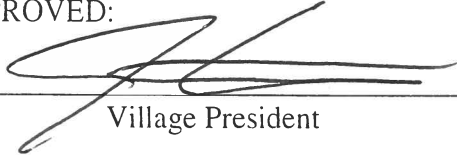
Vote on roll call: Ayes: Berg, Brady, Brennan, Galante, Glotz, Mueller. Nays: None. Absent: None. President Vandenberg declared the motion carried.

Motion was made by Trustee Berg, seconded by Trustee Brady, to adjourn the Executive Session and reconvene the regular Board meeting. Vote by voice call. President Vandenberg declared the motion carried and reconvened the regular Board meeting at 11:19 p.m.

Motion was made by Trustee Berg, seconded by Trustee Brady, to adjourn the regular Board meeting. Vote by voice call. President Vandenberg declared the motion carried and adjourned the regular Board meeting at 11:19 p.m.

PLEASE NOTE: Where there is no summary of discussion on any items in the minutes, this reflects that no discussion occurred other than the introduction of the item.

APPROVED:



Village President

ATTEST:



Village Clerk