

**MINUTES OF THE SPECIAL BOARD MEETING OF THE TRUSTEES,  
VILLAGE OF TINLEY PARK, COOK AND WILL COUNTIES,  
ILLINOIS, HELD AUGUST 6, 2019**

The special 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 August 6, 2019. President Vandenberg called this meeting to order at 7:30 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 Mueller, 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 Brady, seconded by Trustee Mueller, to approve and place on file the minutes of the regular Village Board Meeting held on July 16, 2019. Vote by voice call. President Vandenberg declared the motion carried.

At this time the Board received a **PRESENTATION FROM KRISTINE RESLER, BOARD PRESIDENT, BREMEN HIGH SCHOOL DISTRICT 228** regarding key accomplishments from the past year for the High School District.

Motion was made by Trustee Berg, seconded by Trustee Brennan, to **PROCLAIM THE RECOGNITION OF THE 150TH ANNIVERSARY OF ELEMENTARY SCHOOL DISTRICT 159**. The Village of Tinley Park extends Elementary School District 159 congratulations on its 150th anniversary and proclaims August 17, 2019, as "Elementary School District 159 Day". Vote by voice call. President Vandenberg declared the motion carried.

At this time Clerk Thirion **CONDUCTED A SWEARING IN CEREMONY FOR FIREFIGHTERS ANDRES ALVAREZ AND ALEXANDER TESSARI**.

**Special Meeting of the Board of Trustees - Minutes**

Motion was made by Trustee Berg, seconded by Trustee Brady, to **APPOINT THE FOLLOWING STAFF FOR THE 2020 FISCAL YEAR**. The following staff appointments are being made for the 2020 Fiscal Year:

- David Niemeyer, Village Manager
- Patrick Carr, Assistant Village Manager & Emergency Management & Communications Director
- Brad Bettenhausen, Treasurer
- Forest Reeder, Fire Services Administrator
- Denise Maiolo, Human Resource Director
- Donna Framke, Marketing Director
- Kimberly Clarke, Community Development Director
- Matthew Walsh, Police Chief
- Kevin Workowski, Public Works Director
- Colby Zemaitis, Village Engineer
- Peterson, Johnson & Murray Chicago LLC, Village Attorneys

President Vandenberg 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 Brennan, seconded by Trustee Berg, to consider approving the following Consent Agenda items:

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

- A. CONSIDER REQUEST FOR A BLOCK PARTY PERMIT ON SATURDAY, AUGUST 10, 2019, ON SHETLAND DRIVE FROM TRUNBERRY LANE TO TAYSIDE LANE FROM 10:00 A.M. TO 10:00 P.M.
- B. CONSIDER REQUEST FOR A BLOCK PARTY PERMIT ON SUNDAY, SEPTEMBER 1, 2019, IN THE BARON COURT CUL DE SAC FROM NOON TO 10:00 P.M.
- C. CONSIDER PAYMENT OF IMPACT FEES IN THE AMOUNT OF \$13,600 TO KIRBY SCHOOL DISTRICT 140 FROM THE ESCROW FUND.
- D. CONSIDER PAYMENT OF OUTSTANDING BILLS IN THE AMOUNT OF \$2,559,646.36 AS LISTED ON THE VENDOR BOARD APPROVAL REPORTS DATED JULY 19, JULY 26, AND AUGUST 2, 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 Mueller, seconded by Trustee Glotz, to **ADOPT ORDINANCE 2019-O-040 GRANTING VARIATIONS FROM SECTION III.F. (REQUIRED SETBACKS) AND SECTION III.I. (ACCESSORY STRUCTURES AND USES) OF THE ZONING ORDINANCE, TO PERMIT A STORAGE SHED TO BE LOCATED IN A UTILITY EASEMENT, TWO FEET FROM THE SIDE YARD LOT LINE INSTEAD OF THE REQUIRED FIVE FEET, AND 5.6 FEET FROM THE PRINCIPAL STRUCTURE INSTEAD OF THE REQUIRED 10 FEET, AT 18311 COTTONWOOD DRIVE IN THE R-2 (SINGLE-FAMILY RESIDENTIAL) ZONING DISTRICT.** The Petitioners, Robert & Cozette, are requesting the Variations to install a 100-square-foot (10'x10') storage shed that encroaches three (3) feet into the required 5-foot setback from a property line yard, in a public utility and drainage easement and is located within 10-feet of the principal structure. The shed will be in the side yard of the home between the house and the existing fence. The shed location was chosen so that it did not block windows views and is located near an existing walkway for easy access. The Village Engineer has reviewed the proposed location and has no concerns with drainage or location within the public utility and drainage easement. The shed will have a fiber cement siding exterior and shingled roof.

The Zoning Board of Appeals held a Public Hearing on July 11, 2019 and voted 6-0 to unanimously recommend approval of the requested Variation in accordance with plans as listed in the "List of Reviewed Plans" and recommended conditions in the July 11, 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 ORDINANCE 2019-O-041 GRANTING A VARIATION FROM SECTION III.J. (FENCE REGULATIONS) OF THE ZONING ORDINANCE, TO PERMIT A SIX FOOT TALL PRIVACY FENCE TO EXTEND 25 FEET INTO THE REQUIRED SECONDARY FRONT YARD WHERE A FENCE ENCROACHMENT IS NOT PERMITTED AT 9349 178TH STREET IN THE R-3 PD (SINGLE-FAMILY RESIDENTIAL, TIMBERS EDGE PUD) ZONING DISTRICT.** The Petitioner, Michael Burtner (owner), is seeking a 25 foot fence Variation from Section III.J. (Fence Regulations) of the Zoning Ordinance, to permit a six foot tall privacy fence to extend up to 25 feet into the required secondary front yard. The Petitioner has requested the Variation due to their block's development pattern, high level of traffic on 94th Avenue, and privacy from a commercial shopping center across the street. The Zoning Board of Appeals held a Public Hearing on July 11, 2019, and voted 6-0 to recommend approval of the requested Variation in accordance with plans as listed in the "List of Reviewed Plans" in the July 11, 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 Brennan, seconded by Trustee Brady, to **ADOPT ORDINANCE 2019-O-042 GRANTING A VARIATION FROM SECTION IX.J.4 (SIGN REGULATIONS FOR ELECTRONIC MESSAGE CENTERS) OF THE ZONING ORDINANCE, TO PERMIT AN ELECTRONIC MESSAGE CENTER TO BE 40.1 PERCENT OF THE TOTAL ALLOWABLE SIGN FACE AREA OF A FREESTANDING SIGN, WHERE THE MAXIMUM IS 20 PERCENT, AT THE PROPERTY LOCATED AT 17801 S. LAGRANGE ROAD IN THE B-3 PD (GENERAL BUSINESS AND COMMERCIAL, CHI-TOWN HARLEY PUD) ZONING DISTRICT.** The Petitioner, George Tragos of Chi-Town Harley-

Davidson, is seeking the Variation to permit a 48 square foot electronic message center to be incorporated into a new freestanding sign with a total size of 119.8 square feet, located along LaGrange Road. The addition size of the electronic message center will increase the visibility of the messages to vehicles traveling on LaGrange Road. The sign will meet all other zoning code requirements.

The Zoning Board of Appeals held a Public Hearing on July 11, 2019, and voted 6-0 to unanimously recommend approval of the requested Variation, in accordance with plans as listed in the "List of Reviewed Plans" in the July 11, 2019, Staff Report and with the conditions that the stone used on the sign should be red or tan in color to be more consistent with the color of the principal building. 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 Berg, to **ADOPT RESOLUTION 2019-R-081 APPROVING THE LOURDES-STAACKMANN PLAT OF SUBDIVISION CONSOLIDATING THREE RESIDENTIAL LOTS LOCATED AT 17130 67TH COURT IN THE R-4 (SINGLE-FAMILY RESIDENTIAL) ZONING DISTRICT.** The Petitioners, Erica Techeira and Jason Rosater, are requesting approval of a Final Plat of Subdivision for their properties located at 17130 67th Court. The Plat will consolidate three separate lots and allow the petitioners to construct an approximately 2,200 square foot home addition onto the existing house. The Petitioners were approved for a masonry waiver for the addition at the July 23, 2019 Community Development Committee meeting. The Plat of Subdivision has been reviewed and approved by the Village Attorney and the Village Engineer. The Plat was also reviewed by the Plan Commission on July 18, 2019 and voted 5-0 unanimously to recommend approval by the Village Board. 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 Berg, to **WAIVE FIRST READING AND ADOPT ORDINANCE 2019-O-044 GRANTING A VARIATION FROM SECTION III.J. (FENCE REGULATIONS) OF THE ZONING ORDINANCE, TO PERMIT A FOUR FOOT (4') TALL OPEN-DESIGN FENCE TO EXTEND 25 FEET (25') INTO THE REQUIRED PRIMARY FRONT YARD WHERE A FENCE ENCROACHMENT IS NOT PERMITTED AT 17130 67TH COURT IN THE R-4 (SINGLE-FAMILY RESIDENTIAL) ZONING DISTRICT.** President Vandenberg 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 Berg, to **ADOPT ORDINANCE 2019-O-044 GRANTING A VARIATION FROM SECTION III.J. (FENCE REGULATIONS) OF THE ZONING ORDINANCE, TO PERMIT A FOUR FOOT (4') TALL OPEN-DESIGN FENCE TO EXTEND 25 FEET (25') INTO THE REQUIRED PRIMARY FRONT YARD WHERE A FENCE ENCROACHMENT IS NOT PERMITTED AT 17130 67TH COURT IN THE R-4 (SINGLE-FAMILY RESIDENTIAL) ZONING DISTRICT.** The Petitioners, Erica Techeira and Jason Rosater, are seeking the Variation to permit the replacement of a fence located in the primary front yard at 17130 67th Court. The fence would replace an existing deteriorated fence and limit public access to the creek area adjacent to their property. The fence would be four feet (4')

tall, open-design and match the fencing style that currently runs over the creek. The fence is part of a number of changes proposed to the property that include a home addition and exterior changes. The Plan Commission held a Public Hearing on July 18, 2019, and voted 4-1 to recommend approval of the requested Variation in accordance with plans as listed in the "List of Reviewed Plans" and Findings of Fact in the July 18, 2019 Staff Report. President Vandenberg 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 RESOLUTION 2019-R-079 ADOPTING A FOUNDATION ONLY POLICY FOR COMMERCIAL BUILDING PERMITS**. Staff has received increasing requests to issue "foundation-only" permits on some of the larger projects that have been entitled through zoning but have not submitted full construction documents (CD) for permit issuance. While the Tinley Park Comprehensive Building Code currently provides for issuing "foundation-only" permits, there is little guidance as to what conditions precipitate their issuance, what security the Village should obtain as protection for a phased permitting process, and what submittals are required to issue such a permit. The adoption of this policy will increase efficiencies within the department and improve customer service. "Foundation-only" permits will be limited to commercial properties. 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 Brady, to **ADOPT RESOLUTION 2019-R-080 APPROVING A CONTRACT BETWEEN THE VILLAGE OF TINLEY PARK AND HOMEWOOD DISPOSAL SERVICES FOR WASTE AND RECYCLING COLLECTION**. The current waste and recycling collection contract expires on September 30, 2019. Staff prepared and advertised an RFP for waste and recycling collection services. There were three (3) qualified vendors that submitted proposals. They were: Waste Management (\$25.62 per month), Republic Services (\$26.16 per month) and Homewood Disposal (\$24.49 per month). Homewood Disposal Services submitted the lowest monthly price of \$24.49. Included in this price are:

1. Unlimited refuse and recycling collection per contract terms;
2. Collection of bulk items;
3. Disabled Veteran Discount;
4. Senior Citizen Discount;
5. Christmas Tree Collection;
6. E-Waste collection (2 times per year); and
7. Condo/Townhome HOA Optional Service.

Staff is recommending an eight (8) year contract, starting at \$24.49 per month (Billed Quarterly) with a 3.5% annual escalator after year one. This was approved at the July 9, 2019, Public Works Committee Meeting. President Vandenberg stated that this item was in its final adoption stage and asked if anyone cared to address the Board. Trustee Glotz noted that this contract has several new items that the previous refuse contract did not have. New items include a disabled veterans discount, senior citizen discount, Christmas tree collection, E-Waste collection (2 times per year), and Condo/Townhome HOA Optional Service. Trustee Glotz also noted that Homewood Disposal Services did not raise the rates this past year. Trustee Brady asked about the discount for disabled veterans and seniors. Assistant Village Manager Carr noted disabled veterans and senior citizens discounts. President Vandenberg congratulated Mr. Carr and staff for a job well done developing this contract. Village Attorney Connelly stated that a minor revision to the terms section of the

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agreement will be made which includes, notification by the Village to Homewood Disposal of its intent to not renew the contract one year in advance prior to the end of the eight year term. 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 **CONSIDER ADOPTING ORDINANCE 2019-O-043 AMENDING TITLE IX CHAPTER 96 SECTION 07 OF THE TINLEY PARK MUNICIPAL CODE ENTITLED "GARBAGE CONTAINER SPECIFICATIONS"**. This Ordinance amends certain Village Code provisions pertaining to the Village's refuse collection system. This is a companion Ordinance to the new refuse collection contract just considered. Specifically, the Ordinance amends the prior provision regarding allowable container dimensions and disposal methods. 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 Berg, to **CONSIDER ADOPTING RESOLUTION 2019-R-082 APPROVING A CONTRACT BETWEEN THE VILLAGE OF TINLEY PARK AND SUPERIOR PUMPING SERVICES FOR POST 5 PUMP AND SOFTSTART REPLACEMENT**. Due to the recent failures at Post 5 (171ST & 80th Ave.) Lift Station, Public Works is requesting to waive the bidding process and award a contract to the Village's current maintenance company to perform emergency repairs to this high priority lift station.

<u>Contractor</u>	<u>Location</u>	<u>Bid</u>
Superior Pumping Services	Hobart, IN	\$185,950.00

Consider awarding a contract to Superior Pumping Services in the amount of \$185,950.00. This item was discussed at the Committee of the Whole Meeting held on August 6, 2019. 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.

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

Village Treasurer Brad Bettenhausen announced that the Village has received notification from the Government Finance Officers Association (GFOA) that the submission of the Village's recent "Annual Report" (identified as a submission for fiscal year 2018) has met the requirements of the GFOA Popular Annual Financial Reporting (PAFR) review program.

The Village has received the "trifecta" of awards offered by the GFOA related to financial reporting:

- Certificate of Achievement for Excellence in Financial Reporting (for our CAFR; audit report – we recently received our 27th award)
- Distinguished Budget Presentation Award (for our annual budget presentation – we recently received our first award)
- Award for Outstanding Achievement in Popular Annual Financial Reporting (for our "popular report"/Annual Report)

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Fire Chief Forest Reeder thanked all those who participated the Tinley Park Firefighters Association 2<sup>nd</sup> Annual Charity Golf Outing on July 25<sup>th</sup>. Funds raised benefited GiGi's Playhouse.

Marketing Director Donna Framke invited all to the Music In the Plaza on Saturday, August 10<sup>th</sup> at 7:00 p.m. at the Oak Park Avenue Train Station. This event will feature HiFi Superstar and awards will be distributed to the Benches on the Avenue Artists. This is also "Meet the Artist" night.

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

President Vandenberg sent congratulations to the Public Safety team for a successful "Night Out Against Crime." He thanked Trustee Glotz for filling in for him the past two Village Board meetings. He congratulated Trustee Brennan and his upon the arrival of his new baby.

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

Mike Stuckly stated is concerns about information received from a recent FOIA request.

Motion was made by Trustee Glotz, seconded by Trustee Brady, at 8:23 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. DISCUSSION OF MINUTES OF MEETINGS LAWFULLY CLOSED UNDER THIS ACT, WHETHER FOR PURPOSES OF APPROVAL BY THE BODY OF THE MINUTES OR SEMI-ANNUAL REVIEW OF THE MINUTES AS MANDATED BY SECTION 2.06.
- C. COLLECTIVE NEGOTIATING MATTERS BETWEEN THE PUBLIC BODY AND ITS EMPLOYEES OR THEIR REPRESENTATIVE, OR DELIBERATIONS CONCERNING SALARY SCHEDULES FOR ONE OR MORE CLASSES OF EMPLOYEES.
- D. 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.
- E. LITIGATION, WHEN AN ACTION AGAINST, AFFECTING OR ON BEHALF OF THE PARTICULAR PUBLIC BODY HAS BEEN FILED AND IS PENDING BEFORE A COURT OR ADMINISTRATIVE

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TRIBUNAL, OR WHEN THE PUBLIC BODY FINDS THAT AN ACTION IS PROBABLE OR IMMINENT, IN WHICH CASE THE BASIS FOR THE FINDING SHALL BE RECORDED AND ENTERED INTO THE MINUTES OF THE CLOSED MEETING.

Vote by voice call. President Vandenberg declared the motion carried.

Motion was made by Trustee Galante, seconded by Trustee Berg, to adjourn the Executive Session and reconvene the regular Board meeting. Vote by voice call. President Vandenberg declared the motion carried and reconvened the special Board meeting at 10:01 p.m.

Motion was made by Trustee Galante, seconded by Trustee Berg, to adjourn the special Board meeting. Vote by voice call. President Vandenberg declared the motion carried and adjourned the special Board meeting at 10:01 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:

  
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Village President

ATTEST

  
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Village Clerk