

**MINUTES OF THE REGULAR BOARD MEETING OF THE TRUSTEES,
VILLAGE OF TINLEY PARK, COOK AND WILL COUNTIES,
ILLINOIS, HELD MARCH 7, 2017**

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 March 7, 2017. Mayor Seaman called this meeting to order at 7:30 p.m. and led the Board and audience in the Pledge of Allegiance.

Present and responding to roll call were the following:

Village Mayor:	David G. Seaman
Village Clerk:	Patrick E. Rea
Trustees:	Brian S. Maher T.J. Grady Michael J. Pannitto Jacob C. Vandenberg Brian H. Younker
Absent:	
Trustee:	Kevin L. Suggs

Also Present:

Village Manager:	David J. Niemeyer
Village Attorney:	Patrick Connelly
Village Engineer:	Jennifer S. Prinz

Motion was made by Trustee Younker, seconded by Trustee Pannitto, to approve the agenda as written or amended for this meeting. Vote by voice call. Mayor Seaman declared the motion carried.

Motion was made by Trustee Younker, seconded by Trustee Maher, to approve and place on file the minutes of the regular Village Board meeting held on February 21, 2017. Vote by voice call. Mayor Seaman declared the motion carried...

Mayor Seaman presented the following Consent Agenda items.

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

- A. CONSIDER REQUEST FROM LES TURNER ALS FOUNDATION TO CONDUCT A FUNDRAISER ON SATURDAY, MAY 13, 2017, AT CERTAIN INTERSECTIONS IN THE VILLAGE OF TINLEY PARK.

Regular Meeting of the Board of Trustees - Minutes

- B. CONSIDER REQUEST FROM SOUTH SUBURBAN SPECIAL RECREATION ASSOCIATION TO CONDUCT A RAFFLE THROUGH MAY 6, 2017, WITH THE WINNER BEING DRAWN ON SATURDAY, MAY 6, 2017, AT THORNWOOD HIGH SCHOOL.
- C. CONSIDER RESOLUTION NUMBER 2017-R-012 WITH THE ILLINOIS DEPARTMENT OF TRANSPORTATION TO ENACT STREET CLOSURE ON OAK PARK AVENUE FROM PROSPERI ROAD TO NORTH ACCESS ROAD ON APRIL 30, 2017, FROM 6:30 A.M. TO 10:00 A.M. FOR THE ADVOCATES ON THE RUN 5K (SPONSORED BY COMMUNITY SERVICES FOUNDATION).
- D. PAYMENT OF OUTSTANDING BILLS IN THE AMOUNT OF \$1,260,125.74 AS LISTED ON THE VENDOR BOARD APPROVAL REPORTS DATED FEBRUARY 24 AND MARCH 3, 2017.

Motion was made by Trustee Younker, seconded by Trustee Vandenberg, to approve the Consent Agenda items. Vote on roll call: Ayes: Maher, Grady, Pannitto, Vandenberg, Younker. Nays: None. Absent: Suggs. Mayor Seaman declared the motion carried.

At this time, Mayor Seaman **RECOGNIZED THE MONTH OF MARCH 2017 AS NATIONAL ATHLETIC TRAINING MONTH.** March has been declared National Athletic Training Month by the National Athletic Trainers Association. The Village proclaims the desire to raise public awareness of the importance of the athletic training profession and to emphasize the importance of quality health care for athletes and those engaged in physical activity.

Motion was made by Trustee Vandenberg, seconded by Trustee Younker, to overturn the decision of the Zoning Board of Appeals to deny, place on first reading and direct the Village Attorney to draft **ORDINANCE NUMBER 2017-O-013 GRANTING A VARIATION FROM THE ALLOWABLE ENCROACHMENT FOR A FENCE IN A REQUIRED FRONT YARD SETBACK- SECTION III.H.1 (PERMITTED ENCROACHMENTS IN REQUIRED YARDS). THE PETITIONERS ARE ALDO AND MARCY MARTINO – 17804 BISHOP ROAD.** The petitioners, Aldo and Marcy Martino, seek approval for a four-foot, six-inch (4'6") Variation from Section III.H.1. (Permitted Encroachments in Required Yards within Residential Zoning Districts) of the Zoning Ordinance where a fence may not encroach more than ten feet (10') into the required setback on a non-addressed front yard on a corner lot. This Variation would allow the petitioners to install a new five-foot (5') tall open-style aluminum fence at a five-foot, six-inch (5'6") setback from the north (Radcliffe Road) side of this corner lot at 17804 Bishop Road, resulting in a total 14'6" encroachment of a non-addressed front yard on a corner lot (4'6" greater than the allowed encroachment), in the R-3 PD (Single-Family Residential, Planned Unit Development) Zoning District and within the Radcliffe Place subdivision.

Regular Meeting of the Board of Trustees - Minutes

The Zoning Board of Appeals (ZBA) held a Public Hearing on February 23, 2017, and after consideration of the Findings of Fact, voted unanimously to deny the requested Variation. Mayor Seaman asked if anyone cared to address the Board. Trustee Pannitto asked for more background as to why it was denied. Village Manager Niemeyer stated that this was only for first reading and the Board would be receiving more information on the ZBA denial. Trustee Vandenberg commented that the petitioner was present at the meeting. The petitioner did not have anything else to add. Vote on roll call: Ayes: Maher, Grady, Vandenberg, Younker. Nays: None. Abstain: Pannitto. Absent: Suggs. Mayor Seaman declared the motion carried.

At this time, Mayor Seaman disclosed that he is an employee of DuPage Medical Group and will be refraining from any discussion or voting on any aspect of this Variation regarding Ordinance 2017-O-014. Motion was made by Trustee Vandenberg, seconded by Trustee Younker, to place on first reading **ORDINANCE NUMBER 2017-O-014 GRANTING A VARIATION FROM THE MAXIMUM ALLOWABLE SIGN FACE AREA FOR A WALL SIGN IN THE B-4 ZONING DISTRICT— DUPAGE MEDICAL GROUP**. The petitioner, DuPage Medical Group, seeks approval of a fifty-nine (59) square foot Variation from Section IX.D.4.a. (Sign Regulations for Wall Signs in the B-4 Zoning District) of the Zoning Ordinance where the maximum allowable sign face area for a wall sign in the B-4 Zoning District is sixty (60) square feet. This Variation would allow the petitioner to install a new wall sign with a total sign face area of one hundred nineteen (119) square feet on the west (La Grange Road) side of the building at 17495 La Grange Road in the B-4 (Office and Service Business) Zoning District. The proposed wall sign will replace the “Pronger Smith Medical Care” wall sign.

The Zoning Board of Appeals held a Public Hearing on February 23, 2017, and after consideration of the Findings of Fact, voted unanimously to approve the requested Variation. Mayor Seaman asked if anyone cared to address the Board. No one came forward. Vote by voice call. Mayor Seaman declared the motion carried.

Motion was made by Trustee Maher, seconded by Trustee Grady, to adopt and place on file **ORDINANCE NUMBER 2017-O-012 ADOPTING A PURCHASING POLICY FOR THE VILLAGE OF TINLEY PARK**. The Village’s purchasing policy is meant to serve as a guideline for an effective and efficient means of purchasing materials, equipment and services while adhering to legal requirements. The current adopted policy is from the 1970s and is outdated. Highlighted updates included in the new policy include, but are not limited to, the following:

Cooperative Purchasing – The proposed update adds language that encourages the Village to utilize cooperative purchasing with other federal, state or local agencies, when in the best interest of the Village;

Franchise Agreements – The proposed manual adopts and incorporates the Village’s existing policy on Franchise Agreements and the recommendations regarding the renewal and/or competitive bidding process;

Regular Meeting of the Board of Trustees - Minutes

Village Manager Spending Authority - In the proposed update, the Village Manager's spending authority is increased from the current \$5,000 level to a \$20,000 level. This proposed increase is consistent with other purchasing policies the Village received and reviewed from other communities;

Potential Vendor Meetings – In order to help ensure that potential vendors of the Village are aware of tentative and/or scheduled bids/RFP/RFQs that the Village may be issuing, a meeting will be periodically held by the Village to share this type of information. Based on the feedback of the committee, these vendor meetings will be coordinated with Chamber of Commerce events; and

Travel Reimbursement –Additional language was added to the manual which clarifies that proposed travel must be approved prior to a request for reimbursement. The policy also states the items for which original receipts are required.

This item was discussed at the November 15, 2016, December 6, 2016, and January 17, 2017, Finance Committee meetings. Mayor Seaman noted that this item was in its final adoption stage and asked if anyone cared to address the Board. Michael Paus asked if the Village Manager has the ability to go up to \$20,000 to pursue Professional Services. Trustee Maher answered the policy refers to budgeted items. Vote on roll call: Ayes: Maher, Grady, Pannitto, Vandenberg, Younker. Nays: None. Absent: Suggs. Mayor Seaman declared the motion carried.

Motion was made by Trustee Grady, seconded by Trustee Maher, to place on first reading **RESOLUTION NUMBER 2017-R-005 APPROVING A THIRD AMENDMENT TO THE STC TWO LLC AND ITS ATTORNEY-IN-FACT, GLOBAL SIGNAL ACQUISITIONS III LLC LEASE AGREEMENT**. Since 1998, the Village has leased ground space at the Village's fire training tower for the purpose of a third party provider (STC TWO LLC) installing and maintaining a cellular tower. Subsequent amendments to the original agreement were made in 2004 and 2011. Recently, Verizon wireless expressed interest in leasing antenna space at the fire training tower site. While there is adequate antenna space on the cellular tower, there is currently not enough available ground space for Verizon to install the equipment necessary for its cellular antenna. As such, if Verizon is to move forward with an antenna installation, the Village will need to amend its lease, with an agreement to allow for additional ground space area. Agreeing to lease additional ground space will have several benefits to the Village including, but not limited to, the following:

1. **Rent** – Additional monthly rent of \$447;
2. **Cellular Service** – Improved cellular service for citizens that have Verizon Wireless service;
3. **Prevailing Wage** – Requirement of the third party provider to pay prevailing wage for the majority of work performed at the site; and
4. **Relocation** – New contract language that would allow the Village the right to relocate the tower to an alternative location, if it is in the best interest of the Village.

Regular Meeting of the Board of Trustees - Minutes

This item was discussed at the Public Safety Committee meeting held prior to the Village Board meeting. Mayor Seaman asked if anyone cared to address the Board. Trustee Vandenberg asked if provisions were to be added to this. Assistant Village Manager Steve Tilton said they would be applied for at the final reading. Vote by voice call. Mayor Seaman declared the motion carried.

Motion was made by Trustee Grady, seconded by Trustee Younker, to **ENTER INTO AN AGREEMENT WITH IN DIGITAL FOR THE PURCHASE OF TEXT TO 911 SOFTWARE.** Last year the Village completed an NG911 and radio console upgrade at the Village's command/dispatch center. One of the benefits of the upgrade was that the new NG911 system has the ability to accept text messages as a means of communication with the dispatch center, as long as an adequate software package is available. Funds were budgeted in the current fiscal year to purchase a text to 911 software system and the Village received proposals from three (3) different vendors that would provide the software. Upon review of the proposals, it was determined that In Digital provided the Village with the appropriate software to utilize text to 911 at the lowest price.

Text to 911 will offer several benefits to the Village including, but not limited to, the following:

1. Increased ability to communicate with persons in need that are hard of hearing, deaf or speech impaired;
2. Increased safety for persons who may wish to report a crime in progress; and
3. Additional means of communication with dispatchers if a caller is injured and/or cannot speak for any reason.

The In Digital agreement price is \$4,582.80 under the Village's budgeted amount for this project. This item was discussed at the Public Safety Committee meeting held prior to the Village Board meeting. Mayor Seaman noted 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: Maher, Grady, Pannitto, Vandenberg, Younker. Nays: None. Absent: Suggs. Mayor Seaman declared the motion carried.

Motion was made by Trustee Younker, seconded by Trustee Vandenberg, to place on first reading **RESOLUTION NUMBER 2017-R-011 ACCEPTING A GRANT OF EASEMENT FOR THE BANNES SCHOOL PEDESTRIAN BRIDGE PROJECT WITH THE ILLINOIS DEPARTMENT OF TRANSPORTATION.** The Village of Tinley Park has been successful in getting 100% funding through the Illinois Department of Transportation (IDOT), for the replacement of the pedestrian foot bridge at Bannes School. The project has been approved by IDOT and all necessary permits have been obtained. The proposed easement will allow for the construction of a sidewalk from the bridge to 170th Street. The easement has been reviewed by the Village Attorney and approved by the School District #140 Board of Education. This item was discussed at a Public Works Committee meeting held prior to the Village Board meeting. Mayor Seaman asked if anyone cared to address the Board. No one came forward. Vote by voice call. Mayor Seaman declared the motion carried.

Motion was made by Trustee Younker, seconded by Trustee Maher, to place on first reading **RESOLUTION NUMBER 2017-R-013 APPROVING AN AGREEMENT WITH BANCO JOINT VENTURE FOR THE PURCHASE OF WETLAND CREDITS RELATED TO THE 191ST STREET EXPANSION.** In order for the Village to complete the proposed expansion of 191st Street from Harlem Avenue to Oak Park Avenue, the Village needs to obtain a permit from the Army Corps of Engineers. In order to be eligible for the Army Corps permit, the Village is required to compensate for any impact on the wetlands that the project will have. The Village may compensate for the impact of the project by the purchase of .96 acres of certified wetland credits from Banco Joint Venture's Sauk Trail Wetland Mitigation Bank. Upon purchase, the seller (Banco Joint Venture) will notify the Army Corps of Engineers that the credits have been secured by the Village. The purchase price for the credits is \$110,400 and funds are budgeted in the current fiscal year for this expenditure. This item was discussed at the Public Works Committee meeting held prior to the Village Board meeting. Mayor Seaman asked if anyone cared to address the Board. No one came forward. Vote by voice call. Mayor Seaman declared the motion carried.

Motion was made by Trustee Younker, seconded by Trustee Vandenberg, to adopt and place on file **RESOLUTION NUMBER 2017-R-006 SUPPORTING THE VILLAGE OF TINLEY PARK'S "INVEST IN COOK" GRANT APPLICATION.** The Village has been granted 80% funding from the South Suburban Mayors and Managers Association, for the construction and construction engineering related to the resurfacing of 84th Avenue from 159th Street to 171st Street. The Village of Tinley Park is interested in applying for an "Invest in Cook" grant offered by the Cook County Department of Transportation and Highways. If obtained, the grant will help offset a portion of 20% local match required for the project. The proposed resolution indicates the Village's commitment to the project (including financial) and also indicates the Village will provide Cook County with all necessary information to facilitate the project, both during the application process and should it be selected for an "Invest in Cook" grant. This item was discussed at the February 14, 2017, Public Works Committee meeting and recommended for approval. Mayor Seaman noted that this item was in its final adoption stage and asked if anyone cared to address the Board. Trustee Pannitto asked that 84th Avenue South of 171st Street not be forgotten. Vote on roll call: Ayes: Maher, Grady, Pannitto, Vandenberg, Younker. Nays: None. Absent: Suggs. Mayor Seaman declared the motion carried.

Motion was made by Trustee Younker, seconded by Trustee Grady, to adopt and place on file **RESOLUTION NUMBER 2017-R-007 APPROVING A PRELIMINARY ENGINEERING AGREEMENT WITH ROBINSON ENGINEERING FOR THE 84TH AVENUE RESURFACING PROJECT.** This item is related to the "Invest in Cook" grant application and the resurfacing of 84th Avenue from 159th Street to 171st Street discussed in the previous agenda item. The proposed resolution would approve an agreement with Robinson Engineering to perform the necessary preliminary engineering for the project. This item was discussed at the February 14, 2017, Public Works Committee meeting and recommended for approval. Mayor Seaman noted 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: Maher, Grady, Pannitto, Vandenberg, Younker. Nays: None. Absent: Suggs. Mayor Seaman declared the motion carried.

Motion was made by Trustee Younker, seconded by Trustee Vandenberg, to adopt and place on file **RESOLUTION NUMBER 2017-R-008 APPROVING A PRELIMINARY ENGINEERING AGREEMENT WITH ROBINSON ENGINEERING FOR THE 175TH STREET ROADWAY IMPROVEMENTS**. In 2016, the Village of Tinley Park authorized a letter of understanding with the Cook County Department of Transportation and Highways to help advance needed roadway improvements along 175th Street (Oak Park Avenue to Ridgeland Avenue), Ridgeland Avenue (175th Street to Oak Forest Avenue), and Oak Forest Avenue (Ridgeland Avenue to 167th Street). The proposed resolution would approve an agreement with Robinson Engineering to perform the necessary updates to the Phase I engineering and complete the Phase II engineering. The Village of Tinley Park is fronting the cost of the engineering with 100% reimbursement from Cook County. This item was discussed at the February 14, 2017, Public Works Committee meeting and recommended for approval. Mayor Seaman noted 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: Maher, Grady, Pannitto, Vandenberg, Younker. Nays: None. Absent: Suggs. Mayor Seaman declared the motion carried.

Motion was made by Trustee Younker, seconded by Trustee Grady, to adopt and place on file **RESOLUTION NUMBER 2017-R-009 APPROVING A PRELIMINARY ENGINEERING AGREEMENT WITH ROBINSON ENGINEERING FOR OAK PARK AVENUE RECONSTRUCTION AND COMPLETE STREETS IMPROVEMENTS**. The Village has been granted 80% funding from the South Suburban Mayors and Managers Association (SSMMA), for the Oak Park Avenue Reconstruction and Complete Street Improvements between 159th Street and 167th Street. SSMMA programmed the project for Phase II engineering to occur this fiscal year and construction and construction engineering to occur in Fiscal Year 2018. The proposed resolution would approve an agreement with Robinson Engineering to perform the necessary Phase II engineering for the project. The Village will pay the agreement costs and will be eligible for 80% reimbursement from the Illinois Department of Transportation. This item was discussed at the February 14, 2017, Public Works Committee meeting and recommended for approval. Mayor Seaman noted 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: Maher, Grady, Pannitto, Vandenberg, Younker. Nays: None. Absent: Suggs. Mayor Seaman declared the motion carried.

Motion was made by Trustee Younker, seconded by Trustee Vandenberg, to adopt and place on file **RESOLUTION NUMBER 2017-R-010 APPROVING A LOCAL AGENCY AGREEMENT WITH THE ILLINOIS DEPARTMENT OF TRANSPORTATION FOR THE OAK PARK AVENUE RECONSTRUCTION AND COMPLETE STREETS IMPROVEMENTS**. This item relates to the SSMMA grant for the improvements of Oak Park Avenue between 159th and 167th Streets as discussed in the previous agenda item. The proposed resolution would approve a local agency agreement with the Illinois Department of Transportation (IDOT) which will qualify the Village for 80% reimbursement of the Phase II engineering costs for the project. This item was discussed at the February 14, 2017, Public Works Committee meeting and recommended for approval. Mayor Seaman noted 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: Maher, Grady, Pannitto, Vandenberg, Younker. Nays: None. Absent: Suggs. Mayor Seaman declared the motion carried.

At this time, Mayor Seaman asked if anyone from the Board or Staff would care to address the Board.

Trustee Grady read a memo from Police Chief Neubauer regarding the SafeSpeed Red Light Cameras.

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

Michael Paus thanked everyone involved in the Plan Commission meeting on Thursday, March 2, 2017. Tonight he ran live video on Facebook of all three committee meetings and would like to see this done by the Village. He thanked Clerk Rea for the links getting posted regarding FOIA. In regards to live coverage of committee/commission meetings, Clerk Rea responded that he will be presenting a package as a policy position to the Village Board. Clerk Rea also responded that FOIA deserves a discussion regarding what information should be released to the public in the links for the protection of our residents.

Lucas Hawley thanked the Mayor for the Saturday, March 4, 2017, Coffee with the Mayor meeting. He also wanted to know the overall State of Illinois lobbying process and who can have something lobbied. The Village wants to be unified in their approach to lobbying. We speak stronger as a Village with one voice than we do with eight elected officials. Mr. Hawley also wanted to know if Lobbyist Curt Fielder shares reports from Springfield with the Board. Mayor Seaman responded that everyone is getting a copy of the reports. The Village also has representation from the South Suburban Mayors and Managers Association, the Illinois Municipal League and other organizations that lobby for the Village's interest. It's only if there is something very peculiar or hits our Village uniquely, that we get into a real active lobbying position.

Bill Burns commented regarding the two Zoning Variance items from tonight's agenda. He noticed most variances seem to be residential fences and he is also concerned regarding the businesses asking for bigger signs. Mr. Burns stated that the Village should be consistent with the rules for zoning requirements. If the rules are valid, they should be enforced, if not, they should be changed. He also expressed concern that the Board did not have the information in front of them for tonight's fence variation regarding the denial from the ZBA. This information needs to be addressed before the adoption at the next Board meeting.

Stephen Eberhardt presented an overview of his experience with FOIA since 2010 concerning transparency and Village complaints regarding the cost by the Village.

Kristen Thirion continued Mr. Eberhardt's overview of his experience with FOIA submissions.

Trustee Pannitto commented that the Lobbyist item was not on the committee agenda and would still like to see it. Mayor Seaman responded that it will be put on the upcoming Committee of the Whole meeting.

Ms. Cunningham commented on her concerns for fees collected from the residents of the Odyssey subdivision for the maintenance of streets and lighting in a private, gated community. Village Treasurer Brad Bettenhausen responded that the fees are annually. She also had concerns regarding their agreement which is 30 years old. Mayor Seaman responded that the Treasurer's Office is looking into this and will have more information. Trustee Vandenberg also commented that the Administration, Manager and Treasurer's Offices will provide the analysis that was requested at the committee meeting.

Regular Meeting of the Board of Trustees - Minutes

Mr. John Moriarty expressed concerns regarding the Village taking care of the streets in The Pines and the request was previously denied. He believes if it is being done at Odyssey, it should be done for all. Mayor responded that the results will tell.

Motion was made by Trustee Younker, seconded by Trustee Pannitto, at 8:27 p.m. to adjourn to Executive Session to discuss the following:

- A. 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 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 on roll call: Ayes: Maher, Grady, Pannitto, Vandenberg, Younker. Nays: None. Absent: Suggs. Mayor Seaman declared the motion carried.

Motion was made by Trustee Vandenberg, seconded by Trustee Younker, to reconvene the regular Board meeting. Vote on roll call: Ayes: Maher, Grady, Pannitto, Vandenberg, Younker. Nays: None. Absent: Suggs. Mayor Seaman declared the motion carried and reconvened the regular Board meeting at 9:02 p.m.

Motion was made by Trustee Vandenberg, seconded by Trustee Pannitto, to adjourn the regular Board meeting. Vote by voice call. Mayor Seaman declared the motion carried and adjourned the regular Board meeting at 9:02 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."

ATTEST:



 Village Clerk

APPROVED:



 Mayor