

Regular Meeting of the Board of Trustees - Minutes

**MINUTES OF THE REGULAR BOARD MEETING OF THE TRUSTEES,
VILLAGE OF TINLEY PARK, COOK AND WILL COUNTIES,
ILLINOIS, HELD JUNE 6, 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 June 6, 2017. President Vandenberg called this meeting to order at 7:34 p.m. and led the Board and audience in the Pledge of Allegiance.

Present and responding to roll call were the following:

Village President: Jacob C. Vandenberg
Village Clerk: Kristin A. Thirion

Trustees: Brian H. Younker
Cynthia A. Berg
William P. Brady
Michael W. Glotz
Michael J. Mangin

Absent:
Trustee: Michael J. Pannitto

Also Present:

Village Manager: David J. Niemeyer
Village Attorney: Patrick Connelly

Motion was made by Trustee Younker, seconded by Trustee Mangin, 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 Younker, seconded by Trustee Brady, to approve and place on file the minutes of the regular Village Board meeting held on May 16, 2017. Vote by voice call. President Vandenberg declared the motion carried.

President Vandenberg presented the following Consent Agenda items.

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

- A. CONSIDER RESOLUTION 2017-R-027 REGARDING THE APPOINTMENT OF THE DELEGATE AND ALTERNATE DELEGATE TO THE INTERGOVERNMENTAL RISK MANAGEMENT AGENCY (IRMA).
- B. CONSIDER APPOINTING MARTY GAINER, BARBARA MOORE, AND TERRENCE R. SULLIVAN AS COMMISSIONERS TO THE CIVIL SERVICE COMMISSION.

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- C. CONSIDER THE APPOINTMENT OF IAN WADE AS VILLAGE ENGINEER.
- D. CONSIDER REQUEST FROM THE NATIONAL ASSOCIATION OF LETTER CARRIERS, SOUTH SUBURBAN BRANCH 4016 TO CONDUCT A TAG DAY FOR THE MUSCULAR DYSTROPHY ASSOCIATION ON FRIDAY, JUNE 9, SATURDAY, JUNE 10 AND SUNDAY, JUNE 11, 2017, AT CERTAIN INTERSECTIONS IN THE VILLAGE OF TINLEY PARK.
- E. CONSIDER REQUEST FROM GOOD SHEPHERD MANOR TO CONDUCT A RAFFLE THROUGH JUNE 26, 2017. WINNERS WILL BE DRAWN AT ODYSSEY COUNTRY CLUB ON THAT DAY.
- F. PAYMENT OF OUTSTANDING BILLS IN THE AMOUNT OF \$ 1,149,027.03 AS LISTED ON THE VENDOR BOARD APPROVAL REPORTS DATED MAY 19, MAY 26 AND JUNE 2, 2017.

President Vandenberg asked if anyone from the Board would like to remove any items from the Consent Agenda. Trustee Glotz announced that he would like to remove Consent Agenda Item C.

Motion was made by Trustee Younker, seconded by Trustee Mangin, to approve the remaining consent agenda items, A, B, D, E, and F. Vote on roll call: Ayes: Younker, Berg, Brady, Glotz, Mangin. Nays: None. Absent: Pannitto. President Vandenberg declared the motion carried.

Motion was made by Trustee Glotz, seconded by Trustee Mangin, to approve Consent Agenda Item C considering the appointment of Ian Wade as Village Engineer. Vote on roll call: Younker, Berg, Brady, Mangin. Nays: Glotz. Absent: Pannitto. Trustee Glotz stated he felt he did not have enough information to vote on this item and would like to make a motion to continue this item to the Village Board meeting on June 20, 2017.

Motion was made by Trustee Glotz to postpone Consent Agenda Item C, the consideration of the appointment of Ian Wade as Village Engineer, to the Village Board meeting on June 20, 2017. Due to lack of a second motion, President Vandenberg declared the motion failed.

Motion was made by Trustee Younker, seconded by Trustee Mangin, to approve Consent Agenda Item C, the consideration of the appointment of Ian Wade as Village Engineer. Trustee Younker noted that this item has been discussed and reviewed over the past two years. Trustee Glotz noted that he did not receive any information on this item. President Vandenberg asked how many people applied for this position. Public Works Director Workowski stated that seven candidates were interviewed and four candidates were called for a second interview. Ian Wade was then chosen for the position. Vote on roll call Ayes: Younker, Berg, Brady, Mangin. Nays: Glotz. Absent: Pannitto. President Vandenberg declared the motion carried.

Motion was made by Trustee Glotz, seconded by Trustee Berg, to adopt and place on file **ORDINANCE NUMBER 2017-O-036 GRANTING VARIATIONS FROM THE VILLAGE SIGN CODE TO ALLOW FOR INCREASES IN THE MAXIMUM ALLOWABLE NUMBER, HEIGHT, AND TOTAL SQUARE FOOTAGE FOR WALL SIGN IN THE B-3 ZONING DISTRICT – MCDONALD’S**. The petitioner, James E. Olguin of Goldstine, Skrodzki, Russian, Nemec, and Hoff, Ltd. on behalf of McDonald’s USA, LLC, is seeking the following Variations for wall signage for the McDonald’s at 17171 Harlem Avenue in the B-3 (General Business and Commercial) Zoning District:

1. A Variation from Section IX.D.3.a. of the Zoning Ordinance for three (3) additional wall signs where the maximum number of wall signs allowed is two (2) to allow for a total of five (5) wall signs on the building;
2. A twelve inch (12”) letter height Variation from Section IX.D.3.a. of the Zoning Ordinance where the maximum allowable letter height is thirty inches (30”) to allow a maximum height of forty-two inches (42”); and
3. A 2.83 square foot Variation from Section IX.D.3.a. of the Zoning Ordinance where the maximum sign face area for wall signage for the north building frontage is forty-four (44) square feet to allow for a total sign face area of 46.83 square feet on the north side of the building.

These Variations would allow for the following wall signage to be installed on the building as part of the McDonald’s interior/exterior remodel project:

1. North façade: One (1) “M” logo sign (14 square feet) and one (1) “McDonald’s” sign (32.83 square feet);
2. South façade: One (1) “M” logo sign (14 square feet);
3. East façade: No signage proposed; and
4. West façade: One (1) “M” logo sign (14 square feet) and one (1) “McDonald’s” sign (32.83 square feet).

The Plan Commission held a Public Hearing on May 4, 2017, and after consideration of the Findings of Fact, voted unanimously (7-0) to recommend the requested variation. President Vandenberg 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: Younker, Berg, Brady, Glotz, Mangin. Nays: None. Absent: Pannitto. President Vandenberg declared the motion carried.

Motion was made by Trustee Glotz, seconded by Trustee Mangin, to adopt and place on file **ORDINANCE NUMBER 2017-O-037 REZONING A PARCEL OF PROPERTY COMMONLY LOCATED AT 17800 HIGHLAND AVENUE FROM R-1 (SINGLE-FAMILY RESIDENTIAL) TO R-2 (SINGLE-FAMILY RESIDENTIAL)**. The petitioner, Nicholas Tuleja, is seeking a Map Amendment (Rezoning) for the property at 17800 Highland Avenue to rezone the property from R-1 (Single-Family Residential) to R-2 (Single-Family Residential). The petitioner wishes to construct a single family home consistent with the R-2 minimum requirement of 2,800 SF instead of the minimum requirement in the R-1 District of 3,500 SF. Of the 144 homes surveyed in the immediate area, only four (4) meet the R-1

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minimum requirements and only twenty-one (21) meet the R-2 requirement. The Plan Commission held a Public Hearing on May 4, 2017, and after consideration of the Findings of Fact, voted unanimously (7-0) to recommend the requested variation. President Vandenberg 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: Younker, Berg, Brady, Glotz, Mangin. Nays: None. Absent: Pannitto. President Vandenberg declared the motion carried.

Motion was made by Trustee Glotz, seconded by Trustee Mangin, to waive first reading and adopt and place on file **RESOLUTION 2017-R-029 APPROVING AN ANNEXATION AGREEMENT WITH FIRST BAPTIST CHURCH OF TINLEY PARK LOCATED AT 7025 179TH STREET**. A Special Village Board meeting was held for the Public Hearing on this item prior to this meeting for the annexation of the church's two properties located at 7025 179th Street to the Village of Tinley Park. The Village board previously discussed the Annexation Agreement of these parcels at the Committee of the Whole meeting held on May 9, 2017, and recommended it be forwarded to the Village Board for consideration. The property comprises 1.53 acres and includes the church structure and parking lot. The property is contiguous with the Village's corporate boundaries across 179th Street to the north. Items included in the agreement include:

1. Property is zoned R-1 upon annexation which allow churches as a permitted use;
2. Recognizes the 1.53 acre parcel as legal non-conforming with respect to the minimum area requirement for churches;
3. Provides a list of non-conforming issues that must be addressed within a specified time period;
4. Approves the Plat of Annexation;
5. Contributions and recaptures payments; and
6. Term of Agreement at 20 years.

President Vandenberg 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: Younker, Berg, Brady, Glotz, Mangin. Nays: None. Absent: Pannitto. President Vandenberg declared the motion carried.

Motion was made by Trustee Glotz, seconded by Trustee Berg, to waive first reading, adopt and place on file **ORDINANCE NUMBER 2017-0-041 APPROVING THE ANNEXATION OF PROPERTY LOCATED AT 7025 179TH STREET- FIRST BAPTIST CHURCH**. The petitioner, First Baptist Church of Tinley Park, 7025 179th Street, is seeking annexation of their two properties (PIN 28-31-300-013-0000 and PIN 28-31-300-014-0000). This item was discussed at the Committee of the Whole meeting held on May 9, 2017 and recommended to be presented before the Village Board. President Vandenberg 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: Younker, Berg, Brady, Glotz, Mangin. Nays: None. Absent: Pannitto. President Vandenberg declared the motion carried.

Motion was made by Trustee Glotz, seconded by Trustee Mangin, to waive first reading, adopt and place on file **RESOLUTION NUMBER 2017-R-030 APPROVING THE FINAL PLAT OF CONSOLIDATION FOR THE FIRST BAPTIST CHURCH OF TINLEY PARK – 7025 179TH ST.** The petitioner, First Baptist Church of Tinley Park, 7025 179th Street, is seeking approval for a Plat of Consolidation. The proposed Plat of Consolidation would combine two separately described properties (PIN 28-31-300-013-0000 and PIN 28-31-300-014-0000) into a single parcel encompassing approximately 66,573 square feet (1.53 ± acres).

The Plat of Consolidation has been reviewed by the Village Attorney and the Village Engineer and found acceptable. This Plat received unanimous approval by the Plan Commission at their May 18, 2017, meeting. This item was discussed at the Committee of the Whole meeting held on May 9, 2017, and recommended to be presented before the Village Board. President Vandenberg 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: Younker, Berg, Brady, Glotz, Mangin. Nays: None. Absent: Pannitto. President Vandenberg declared the motion carried.

Motion was made by Trustee Younker, seconded by Trustee Berg, to postpone to the next Village Board meeting on June 20, 2017, **RESOLUTION 2017-R-028 RELATING TO PARTICIPATION BY ELECTED OFFICIALS IN THE ILLINOIS MUNICIPAL RETIREMENT FUND (IMRF).** Vote on roll call: Ayes: Younker, Berg, Brady, Glotz, Mangin. Nays: None. Absent: Pannitto. President Vandenberg declared the motion carried.

At this time, President Vandenberg read the following statement before presenting the next item on the agenda:

“The Village of Tinley Park and the Metropolitan Alliance of Police, Tinley Park Chapter #192, began negotiations for a successor collective bargaining agreement over a year ago. The parties met face to face multiple times and negotiated many provisions through a collaborative process. However, there were several issues on each side where compromise was proving difficult and the parties were headed towards mandatory arbitration. On the eve of the arbitration date, the Union and the Village were able to reach an agreement on all key issues but one, Residency.

The Union sought a larger residency area and the Village sought to maintain the residency requirement or, if needed, to keep the residency area as small as possible. The parties had already engaged the services of Arbitrator Martin Malin in anticipation of an arbitration hearing. Arbitrator Malin is a distinguished and well respected force in labor law. He is the Director of the Institute for Law and the Workplace, a labor law professor at Chicago-Kent College of Law and a presidential appointed member of the Federal Service Impasse Panel.

The parties presented positions on the residency issue to Arbitrator Martin Malin on May 10, 2017. Based on his vast knowledge of labor law and the residency issue, Arbitrator Malin looked at the safety of officers and their families and

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Union concessions related to health insurance, which he noted represents a “significant” economic concession to the Village and ultimately awarded a change in residency. The Award now allows all officers covered by the agreement to live within a 30-mile radius of 183rd Street and 80th Avenue within 12 months of being employed by the Village. Those officers that choose to live outside of the Village will not be able to take the Village owned police vehicles home with them.

I want to reassure all of the residents of the Village of Tinley Park that this change will not alter the services or responsiveness of the police department. While negotiations with our own men and women in blue can be difficult, we all respect the process, the outcome from arbitration and we are ready to move forward. We all value our officers and our police department and we are pleased that a new agreement has been reached. If this motion is approved, the Board will vote at our next meeting to ratify a new CBA between the Village and our police officers.”

Motion was made by Trustee Brady, seconded by Trustee Younker, to adopt **RESOLUTION NUMBER 2017-R-032 APPROVING THE INTEREST ARBITRATOR’S AWARD ON THE ISSUE OF RESIDENCY WITH THE METROPOLITAN ALLIANCE OF POLICE TINLEY PARK CHAPTER #192**. The Village and the Police were able to reach agreement on all terms of their collective bargaining agreement covering 2016-2020 except for Section 11.6 Residency. The arbitrator’s award allows all employees covered by the agreement to live within a 30 mile radius of 183rd Street and 80th Avenue within 12 months of being employed by the Village. Arbitrator’s awards can only be rejected by a super majority of the Village Board. President Vandenberg noted that this item was in its final adoption stage and asked if anyone cared to address the Board.

Michael Paus asked for clarification that if the police officers live outside of the Village would they be able to take the vehicle home. He also asked if they could live in Indiana. President Vandenberg stated they will not be able to take the car home and they would have to live in Illinois.

Mike Stuckley asked if a pay enhancement was negotiated in the police contract. Village Attorney Connelly stated yes, increases in pay were negotiated. Mr. Stuckley is opposed to employees living outside the Village.

Jim Doyle stated his concerns about residency for employees and feels employees should live in the Village.

Lucas Hawley feels that employees should not have to live in Tinley Park.

Vote on roll call: Ayes: Younker, Berg, Brady, Mangin. Nays: Glotz. Absent: Pannitto. President Vandenberg declared the motion carried.

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

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President Vandenberg read a Proclamation for Laura Mraz as she retires from St. George Catholic School after 41 years of teaching.

Trustee Glotz asked for additional clarification on what can be placed on the consent agenda. Village Attorney Connelly stated he would have something for the next Administration and Legal Committee meeting.

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

Michael Paus stated his appreciation to Trustee Glotz regarding his comments on the appointment of the Village Engineer. He also expressed his appreciation to the Village Attorney and Village Manager for clarifying what should go on the consent agenda. He stated his concerns about the funds that have been reclaimed for the fountain damage at Zabrocki Plaza. Trustee Younker stated this would be discussed at an upcoming Public Works Committee meeting. He stated he really would like to see a new fountain.

Lucas Hawley is thankful that we have appointed an in-house Village Engineer.

Bill Burns thanked the Board for having the pavers at the Village Hall cleaned up and repaired. He stated his concerns about the agendas given out at the Board meeting not having the consent agenda items listed. He also stated his concerns about the proposed development Residences at Brookside Glen.

Mike Stuckley stated that he would like to see a fountain but realizes this may come as the plaza is planned and developed. He also asked if the Board is going to bring the Neighborhood Watch program back. President Vandenberg noted this will be discussed at a Public Safety Committee meeting.

Motion was made by Trustee Younker, seconded by Trustee Berg, at 8:22 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.
- 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 APPOINTMENT, EMPLOYMENT, COMPENSATION, DISCIPLINE, PERFORMANCE, OR DISMISSAL OF SPECIFIC EMPLOYEES OF THE PUBLIC BODY OR LEGAL COUNSEL FOR HE EMPLOYEES OF THE PUBLIC BODY OR

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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.


Vote on roll call: Ayes: Younker, Berg, Brady, Glotz, Mangin. Nays: None. Absent: Pannitto. President Vandenberg declared the motion carried.

Motion was made by Trustee Younker, seconded by Trustee Berg, to reconvene the regular Board meeting. Vote on roll call: Ayes: Younker, Berg, Brady, Glotz, Mangin. Nays: None. Absent: Pannitto. President Vandenberg declared the motion carried and reconvened the regular Board meeting at 9:50 p.m.

Motion was made by Trustee Younker, 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 9:50 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:



Jacob C. Vandenberg, Village President

ATTEST:



Kristin A. Thirion, Village Clerk