

**MINUTES OF THE BOARD OF TRUSTEES,  
VILLAGE OF TINLEY PARK, COOK AND WILL COUNTIES,  
ILLINOIS, HELD FEBRUARY 5, 2013**

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The regular meeting of the Board of Trustees, Village of Tinley Park, Illinois, was held in the Municipal Building on February 5, 2013. President Zabrocki called this meeting to order at 8:00 p.m. and led the Board and audience in the Pledge of Allegiance.

Present and responding to roll call were the following:

Village President:	Edward J. Zabrocki.
Village Clerk:	Patrick E. Rea
Trustees:	David G. Seaman Gregory J. Hannon Brian S. Maher Thomas J. Staunton, Jr. Patricia A. Leoni T.J. Grady

Absent:	
Trustee:	None

Also Present:	
Village Manager:	Scott R. Niehaus
Village Attorney:	Thomas M. Melody
Village Engineer:	Christopher J. King

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

Motion was made by Trustee Grady, seconded by Trustee Leoni, to approve and place on file the minutes of the regular Village Board meeting held on January 22, 2013. Vote by voice call. President Zabrocki declared the motion carried.

President Zabrocki presented the following consent agenda items:

- A. REQUEST FROM PEOPLES ANIMAL WELFARE SOCIETY (P.A.W.S.) TO CONDUCT A FUNDRAISER ON SATURDAY, JUNE 29<sup>TH</sup> AND SUNDAY, JUNE 30<sup>TH</sup>, 2013.
- B. REQUEST FOR A BLOCK PARTY PERMIT ON SATURDAY, AUGUST 3, 2013 ON THE 8200 BLOCK OF 164<sup>TH</sup> CT. FROM 2:00 P.M. TO 10:00 P.M.
- C. REQUEST FROM TINLEY PARK HIGH SCHOOL TO PROCLAIM THE MONTH OF MARCH 2013 "NATIONAL ATHLETIC TRAINING MONTH" IN THE VILLAGE OF TINLEY PARK.
- D. REQUEST FROM THE ZETA TAU ZETA CHAPTER OF THE ZETA PHI BETA SORORITY TO PROCLAIM MARCH 9, 2013, "ZETA TAU ZETA CHICAGO

METROPOLITAN GRADUATE CHAPTER DAY” IN THE VILLAGE OF  
TINLEY PARK.

- E. PAYMENT OF OUTSTANDING BILLS IN THE AMOUNT OF \$ 800,888.07 AS LISTED ON THE VENDOR BOARD APPROVAL REPORTS DATED JANUARY 25, AND FEBRUARY 1, 2013.

Motion was made by Trustee Staunton, Jr., seconded by Trustee Hannon, to approve the consent agenda items. Vote on roll call: Ayes: Seaman, Hannon, Maher, Staunton, Jr., Leoni, Grady. Nays: None. Absent: None. President Zabrocki declared the motion carried.

Motion was made by Trustee Hannon, seconded by Trustee Staunton, Jr., to place on first reading and authorize the Village Attorney to draft ORDINANCE NUMBER 2013-0-005 GRANTING FRONT YARD SETBACK VARIANCE FOR A FENCE AT 7831 DUNREE COURT WITHIN THE BROOKSIDE GLEN PLANNED UNIT DEVELOPMENT (LENSE). The petitioners, Kathryn and Todd Lense, of 7831 Dunree Court, have requested a 13 foot variance from the Brookside Glen Planned Development, to allow for a seven- (7) foot setback for a fence on the Mayfield Place (east property line) frontage, where a twenty- (20) foot setback is required. The property is a corner lot and located in the R-2 PD Single Family Residential Planned Development (Brookside Glen) Zoning District. The petitioner is requesting this variance in order to allow for the construction of a new six- (6) foot tall fence. The request is for a thirteen- (13) foot variance, which will allow this fence to attach directly to the neighbor’s fence at the rear of the property. A Public Hearing was held at the Zoning Board of Appeals on January 24, 2013. On a vote of 6-0-0, the ZBA recommended that the Village Board grant the variance to allow for a thirteen- (13) foot variance to the required twenty- (20) foot front yard setback, resulting in a seven- (7) foot front yard setback on the Mayfield Place frontage of this corner lot. President Zabrocki asked if anyone cared to address the Board. No one came forward. Vote by voice call. President Zabrocki declared the motion carried.

Motion was made by Trustee Seaman, seconded by Trustee Grady, to place on first reading RESOLUTION NUMBER 2013-R-006 AUTHORIZING THE EXECUTION OF AN INDUCEMENT AGREEMENT FOR GOLDEN FIVE, INC. (GOLDEN CORRAL). This inducement agreement between the Village of Tinley Park and GOLDEN FIVE, INC is associated with the construction of a new 11,088 square foot Golden Corral Restaurant at 6803 West 159<sup>th</sup> Street in Tinley Park. This project is estimated to cost at least \$3.5 million. But for the incentive, the project will not be constructed. The project will conform to all Village codes and ordinances, and will employ at least 100 people. This incentive would provide a 50 percent reduction in fees charged by the Village Building and Planning Departments, not exceeding a savings of \$14,000. Additionally, an incentive would be provided to encourage outstanding sales performance. Village Sales Tax revenue will be shared each year, for the first 10 years, when verified Taxable Sales from Golden Corral reach or exceed \$5 million in any year. This sales tax sharing incentive will only be provided when Golden Corral reaches or exceeds \$5 million in annual sales. The Village would receive 100 percent of all sales tax revenue each year up to \$ 50,000 and share 50 percent of all sales tax revenue exceeding \$50,000 in that annual period. Based on Golden Corral sales projections, this incentive would be less than \$100,000 over the 10 year period. This incentive is not guaranteed. This agreement was recommended for approval by the Economic and Commercial Commission and by the Finance and Economic

Development Committee at a meeting on January 22, 2013. President Zabrocki asked if anyone cared to address the Board. Trustee Hannon noted his concerns with this incentive agreement and the Class 8 Reclassification for Golden Corral. He noted that this is not an anchor business and is a restaurant and that he does not support this inducement agreement and Class 8 Reclassification. On a vote by voice call 5-1 to approve the agreement. President Zabrocki declared the motion carried.

Motion was made by Trustee Se aman, seconded by Trustee Maher , to place on first reading RESOLUTION NUMBER 2013-R-007 APPROVING AND RECOMMENDING COOK COUNTY CLASS 8 RECLASSIFICATION FOR THE PROPERTY LOCATED AT 6803 WEST 159<sup>TH</sup> STREET (GOLDEN CORRAL). This Resolution would provide support for the reclassification of the assessment of the aforementioned property from 25% to 10% for a ten (10) year period. Because this property is located in Bremen Township it is already Cook County “certified eligible” for the Class 8 reclassification, pursuant to the Cook County Real Property Classification Ordinance. But for this Cook County incentive, the business owner will not construct a new \$3.5 million restaurant. This project meets the goals and objectives for encouraging redevelopment in Tinley Park as set forth by the Economic and Commercial Commission and the Village Board of Trustees in previous meetings. This item was recommended for approval at the Finance and Economic Development Committee meeting held on January 22, 2013. President Zabrocki asked if anyone cared to address the Board. Trustee Hannon stated his concerns with the Class 8 reclassification. It is outside of the main downtown district in the Bremen Township. On vote by voice call 5-1 to approve the Cook county Class 8 Reclassification. President Zabrocki declared the motion carried.

Motion was made by Trustee Maher, seconded by Trustee Grady, to enter into a HARDWARE AGREEMENT WITH SUNGUARD PUBLIC SECTOR FOR THE UPGRADE TO THE VILLAGE’S COMPUTER AIDED DISPATCH (CAD) SYSTEM. The Village’s current Computer Aided Dispatch (CAD) system is approximately 14 years old and is in need of replacement or upgrades in order to stay in compliance with State and Federal regulations and guidelines related to CAD systems. The Village has \$800,000 budgeted in the current fiscal year for the upgrade expenditures. The Village has recently completed a several month review of the options available for the CAD system replacement or upgrade. Upon review of all options, it was recommended that the Village remain with the current CAD provider, SunGard. This decision was based on several factors, including:

- SunGuard’s ability to provide the necessary CAD features and systems required by the Village;
- Ability to integrate with other existing Village information systems;
- Lower cost associated with remaining with current provider; and
- Increased ability to transfer data from current CAD system into new/upgraded CAD

On December 18, 2012, the software and license agreement portion of the CAD upgrade with SunGard was approved by the Village Board at an expense of \$402,971. This agreement would authorize the purchase of the necessary hardware for the CAD system, including the necessary hardware for the Village’s redundant/back-up 911 center.

This item has been discussed by the Village's Emergency Telephone Safety Board (ETSB) on several occasions with the latest discussion held on December 18, 2012, and was recommended for approval. If this expense is approved \$199,440 will remain in the Village's CAD budget for the current fiscal year. President Zabrocki 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: Seaman, Hannon, Maher, Staunton, Jr., Leoni, Grady. Nays: None. Absent: None. President Zabrocki declared the motion carried.

Motion was made by Trustee Maher, seconded by Trustee Seaman, to enter into a SOFTWARE AGREEMENT WITH THE PORTER LEE CORPORATION FOR UPGRADES TO THE VILLAGE'S COMPUTER AIDED DISPATCH (CAD) SYSTEM. As has been discussed, the Village of Tinley Park is currently in the process of upgrading the existing Computer Aided Dispatch (CAD) system. The proposed software agreement with the Porter Lee Corporation would entitle the Village to utilize an integrated evidence tracking system commonly referred to as "The Beast". This software would allow Tinley Park to integrate with the State of Illinois Crime Lab and will assist the Police Department with maintaining evidence integrity and control. This item has been discussed by the Village's Emergency Telephone Safety Board (ETSB) on several occasions with the latest discussion held on December 18, 2012, and was recommended for approval. If this expense is approved \$162,032.40 will remain in the Village's CAD budget for the current fiscal year. President Zabrocki 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: Seaman, Hannon, Maher, Staunton, Jr., Leoni, Grady. Nays: None. Absent: None. President Zabrocki declared the motion carried.

Motion was made by Trustee Staunton, Jr., seconded by Trustee Hannon, to enter into A FUEL PURCHASE CONTRACT WITH WARREN OIL COMPANY FOR BULK FUEL. For the past several months, the Village of Tinley Park has been reviewing options related to the methods for the Village to purchase fuel. Several vendors were interviewed, as well as research into how Tinley Park's comparable communities secure their respective fuel purchases. Upon completion of the research, staff is recommending the Village enter into an agreement with Warren Oil Company. This recommendation is based on several factors including:

1. One Vendor – Having one vendor provide fuel would help to further reduce/safeguard the Village from any potential issues from multiple vendors delivering fuel to the Village;
2. Known Fuel Costs – Under the proposed agreement, the Village would have a fixed fuel cost for the vast majority (if not all) of the fuel needed in any given year; and
3. Emergency Fuel Needs – Having one fuel provider will provide the Village with a priority ranking for acquiring fuel during emergency situations.

The Village Attorney has reviewed the proposed agreement and found it to be acceptable. The fuel purchase cost locked in under the agreement will be market based. The Village of Tinley Park will have the right to determine at what time the agreement is entered into based on what is

determined to be the most favorable (cost effective) market conditions. This item was discussed at the Public Works Committee meeting held prior to the Village Board meeting. President Zabrocki 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: Seaman, Hannon, Maher, Staunton, Jr., Leoni, Grady. Nays: None. Absent: None. President Zabrocki declared the motion carried.

Motion was made by Trustee Staunton, Jr., seconded by Trustee Hannon, to AWARD THE CONTRACT FOR THE 172<sup>ND</sup> STREET PEDISTRIAN BRIDGE TO D CONSTRUCTION, INC. OF COAL CITY, ILLINOIS. The proposed project includes the relocation and replacement of an existing pedestrian bridge currently located on 172<sup>nd</sup> and 66<sup>th</sup> Court. The new location of the bridge will be 172<sup>nd</sup> Street at 67<sup>th</sup> Avenue. The bridge services several entities including, but not limited to:

1. Fulton School;
2. School District 146 Administration Offices;
3. The Tinley Park Bulldogs Association; and
4. The Tinley Park Park District's Memorial Park.

Bids for this project were received by the Village on January 16<sup>th</sup>, as follows:

<b>Contractor</b>	<b>Location</b>	<b>Cost</b>
<b>D Construction</b>	<b>Coal City, IL</b>	<b>\$109,981</b>
MYS, Inc.	Palos Park, IL	\$133,534.25
Graefen Development	Frankfort, IL	\$137,034.21
George's Landscaping	Joliet, IL	\$139,105
Hasse Construction Co.	Calumet City, IL	\$148,950
P.T. Ferro Construction	Joliet, IL	\$156,722.70

The low bidder for the project (\$109,981) is \$40,019 under the budgeted amount of \$150,000. The Village Engineer has reviewed the bids and is recommending award to the low bidder for the project, D Construction. This item was discussed at the Public Works Committee meeting held prior to this Village Board meeting. President Zabrocki 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: Seaman, Hannon, Maher, Staunton, Jr., Leoni, Grady. Nays: None. Absent: None. President Zabrocki declared the motion carried.

Motion was made by Trustee Leoni, seconded by Trustee Seaman, to adopt and place on file RESOLUTION NUMBER 2013-R-005 CREATING AND AUTHORIZING A SPECIAL COMMISSION TO STUDY AND PROVIDE A WRITTEN RECOMMENDATION TO THE CORPORATE AUTHORITIES ON THE QUESTION OF TERM LIMITS FOR ELECTED OFFICIALS. On the November 6, 2012, general election ballot, an advisory referendum was included seeking comment from the citizens of Tinley Park on whether or not they are in favor of term limits. The advisory referendum question provided no specifics on how term limits would be implemented and enforced. In response to the support shown on the referendum question, the Budget, Audit and Administration Committee discussed the creation of a special commission to study and provide written report to the Village Board on the question of term limits. The creation of this commission is consistent with the historic approach of Village government for the past forty (40) years which places a value on thoughtful consideration and research into the questions raised by citizens. Furthermore, the commission is consistent with the past practice of including input from volunteers that have experience and background in the topic at hand. This commission would provide for an up to seven (7) member commission charged with independent data collection, research, and presentation of a report to be delivered to the Village Board within 180 days of their first meeting. It should be noted that in order for term limits to be implemented, a binding referendum question would have to be presented on an official ballot. Term limits cannot be adopted by local ordinance alone. This item was discussed at a meeting of the Budget, Audit and Administration Committee held on January 8, 2013, and was recommended for approval. President Zabrocki noted that this item was in its final adoption stage and asked if anyone cared to address the Board. Village Attorney Melody noted that the Resolution noted that the commission may issue a report may have varied opinions. The Resolution was written to provide flexibility in order that this Village Board can get broadest possible range of information. Clerk Rea spoke to the timing of this Resolution. He noted that according to the Illinois Constitution (Article 7 Section 6 Paragraph F) the Village does not have the power to set term limits by Ordinance. With the short time frame between the November 6, election date, and the deadlines for passing a Resolution or Ordinance mandating the term limits to place a binding referendum on the ballot for the April 9<sup>th</sup>, 2013 election, the Village Board decided to look at both sides of this issue and create a Commission to study term limits in Municipal Governments. Vote on roll call. Ayes: Seaman, Hannon, Maher, Staunton, Jr., Leoni, Grady. Nays: None. Absent: None. President Zabrocki declared the motion carried.

Motion was made by Trustee Staunton, Jr., seconded by Trustee Grady, to appoint the following 2012/2013 Commission/Committee and Board Appointments:

Environmental Enhancement Committee

Matthew M. Sheedy

Eric Nanney

President Zabrocki asked if anyone cared to address the Board. No one came forward. Vote by voice call. President Zabrocki declared the motion carried.

Motion was made by Trustee Seaman, seconded by Trustee Maher, to APPOINT JASON M. FREEMAN TO THE POSITION OF PUBLIC INFORMATION COORDINATOR. The Village's part time Public Information Coordinator position was posted in local papers and on

industry websites approximately sixty (60) days ago. The Village received forty-eight (48) applications. Four of the candidates met the education and experience requirements and three were interviewed by staff members. Mr. Freeman was brought to the Finance and Economic Development Committee meeting on January 22, 2013, as the lead candidate for the position. Currently a lifestyle writer and editor for the SouthtownStar, Mr. Freeman is a 1996 graduate of Tinley Park High School and a 2007 graduate of Governor's State University with a bachelor of science degree in English. President Zabrocki 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: Seaman, Hannon, Maher, Staunton, Jr., Leoni, Grady. Nays: None. Absent: None. President Zabrocki declared the motion carried.

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

No one came forward.

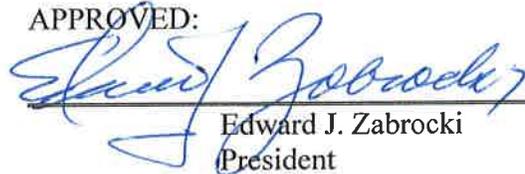
At this time, President Zabrocki asked if anyone from the public would care to address the Board.

No one came forward.

Motion was made by Trustee Grady, seconded by Trustee Seaman, to adjourn the regular Board meeting. Vote by voice call. President Zabrocki declared the motion carried and adjourned the regular Board Meeting at 8:45 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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Edward J. Zabrocki  
President

ATTEST:

  
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Patrick E. Rea  
Village Clerk