

**MINUTES OF THE BOARD OF TRUSTEES,
VILLAGE OF TINLEY PARK, COOK AND WILL COUNTIES,
ILLINOIS, HELD MAY 20, 2014**

The regular meeting of the Board of Trustees, Village of Tinley Park, Illinois, was held in the Municipal Building on May 20, 2014. 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 Brian S. Maher Thomas J. Staunton, Jr. Patricia A. Leoni T.J. Grady
Absent Trustee:	Gregory J. Hannon
Also Present:	
Interim Village Manager:	Michael S. Mertens
Village Attorney:	Thomas M. Melody
Village Engineer:	Jennifer S. Prinz

Motion was made by Trustee Seaman, seconded by Trustee Staunton, Jr., to approve the agenda as written or amended for this meeting. An additional Consent Agenda item authorizing a request for a tag day for Special Olympics Illinois on May 30, 2014, at certain intersections in the Village of Tinley Park will be added as Item #3D. 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 special Village Board meeting held on May 6, 2014. Vote by voice call. President Zabrocki declared the motion carried.

President Zabrocki presented the following consent agenda items:

- A. CONSIDER REQUEST FROM GOOD SHEPHERD MANOR FOUNDATION TO CONDUCT A RAFFLE THROUGH JUNE 16, 2014, WHEN WINNERS WILL BE DRAWN AT ODYSSEY COUNTRY CLUB.
- B. CONSIDER REQUEST FOR A BLOCK PARTY PERMIT ON SATURDAY, JUNE 8, 2014, ON THE 8300 BLOCK OF 164TH STREET.
- C. PAYMENT OF OUTSTANDING BILLS IN THE AMOUNT OF \$1,710,942.63 AS LISTED ON THE VENDOR BOARD APPROVAL REPORTS DATED MAY 9 AND MAY 16, 2014.

D. CONSIDER REQUEST FROM SPECIAL OLYMPICS FOR A FUNDRAISER (TAG DAY) ON MAY 30, 2014, AT THE INTERSECTION OF 171ST AND 80TH AVE, TINLEY PARK, IL.

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

At this time, the Village Board **RECOGNIZED THE RECENT PROMOTION OF FOUR (4) OF THE FIRE DEPARTMENT LIEUTENANTS TO THE RANK OF CAPTAIN.** In order to meet the requirements of the rank of Captain each Lieutenant must be a state certified Fire Officer II and have at least eight (8) years of service. This takes extensive training and requires a professional exam process that includes a written exam and oral interviews. The following have been promoted to the rank of Captain:

- ❖ Captain Chris Stube, who joined the department in August 1999;
- ❖ Captain Bill Murray, who joined the department in July 2001;
- ❖ Captain Tony P. Mazziotta, who joined the department in December 1999; and
- ❖ Captain Matt Randall, who joined the department in July 2000.

Motion was made by Trustee Maher, seconded by Trustee Seaman, to **PROMOTE OFFICER BOB DIORIO TO POLICE SERGEANT EFFECTIVE MAY 21, 2014.** Officer Diorio is a 20 year veteran of the Tinley Park Police Department. He is a former K-9 handler with his late partner *Thor*. Officer Diorio and Thor were part of a group of K-9 handlers that conducted numerous school safety searches over the years. Officer Diorio is an instructor at the Citizen Police Academy and he is also involved with National Night Out. 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 Maher, seconded by Trustee Staunton, Jr., to **PROMOTE OFFICER WILLIAM RINGHOFER TO POLICE SERGEANT EFFECTIVE MAY 21, 2014.** Officer Ringhofer is an 18 year veteran of the Tinley Park Police Department. He is a field training officer and was recently recognized by the Illinois Department of Transportation and Mothers Against Drunk Driving for his efforts in DUI enforcement. Senator Mark Kirk presented Officer Ringhofer with the Bronze Star in March of this year for his service with the Army National Guard. 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 Staunton, Jr., seconded by Trustee Seaman, to **PROCLAIM MAY 18TH TO MAY 24TH, 2014 AS "PUBLIC WORKS WEEK" IN THE VILLAGE OF TINLEY PARK.** This is an opportunity for the Village to honor the women and men who serve in the Public Works Department. 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 adopt and place on file **RESOLUTION NUMBER 2014-R-020 DECLARING THE VILLAGE OF TINLEY PARK TO**

BE A MILITARY ORDER OF THE PURPLE HEART COMMUNITY. In recognition of the sacrifices our Purple Heart recipients have made in defending our freedom, the belief that it is important to acknowledge them for their courage, the Village wishes to become a “*Purple Heart Village*.” 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, Maher, Staunton, Jr., Leoni, Grady. Nays: None. Absent: Hannon. President Zabrocki declared the motion carried.

Motion was made by Trustee Seaman, seconded by Trustee Maher, to authorize the Village Attorney to draft **RESOLUTION NUMBER 2014-R-022 AUTHORIZING A LICENSE AGREEMENT BETWEEN EL COCO MIO AND THE VILLAGE OF TINLEY PARK FOR THE USE OF THE PUBLIC RIGHT OF WAY.** The outdoor patio facing Oak Park Avenue for El Coco Mio is roughly ½ on private property and ½ within the Village’s right of way. In order to ensure the Village is not held liable for accidents that may occur as a result of the use of our right of way, a license agreement is necessary to ensure that certain liability insurance is provided and that the Village is held harmless. The Village Attorney and the Village’s Risk Management Consultants, IRMA, have worked together to develop a license agreement acceptable to the Village and to El Coco Mio. 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 Staunton, Jr., to adopt and place on file **RESOLUTION NUMBER 2014-R-019 AUTHORIZING THE EXECUTION OF AN INDUCEMENT AGREEMENT FOR RBT INDUSTRIES LLC (THE GREAT ESCAPE).** This inducement agreement between the Village of Tinley Park and RBT Industries LLC is associated with the construction of a new 47,000 square foot The Great Escape retail store at 17200 South LaGrange Road in Tinley Park. This project is estimated to cost at least \$5 million and have annual retail sales of at least \$5.5 million. “But For” the incentive, the developers confirm that the project will not be constructed. The project will conform to all Village codes and ordinances, and will employ at least 15 people. This Sales Tax incentive would be provided to encourage outstanding sales performance of at least \$5 million per year. This incentive is based on new sales related at the new location, whereby the Village would receive 100 percent of the first \$5,850 in Village sales tax revenue per year, and RBT Industries would receive 50 percent of the Village non-home rule sales tax revenue in excess of \$5,850 each year for up to 10 years. Current sales tax revenue will be retained by the Village. Only verified New Village 1% Sales Tax revenue (non-Home Rule) will be shared each year through this agreement. The maximum incentive would be \$250,000 and 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 April 4, 2014. Mr. Reid Poll, representing RBT Industries, was present at the 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, Maher, Staunton, Jr., Leoni, Grady. Nays: None. Absent: Hannon. President Zabrocki declared the motion carried.

Motion was made by Trustee Maher, seconded by Trustee Seaman, to adopt and place on file **RESOLUTION NUMBER 2014-R-018 APPROVING AN AGREEMENT BETWEEN THE VILLAGE OF TINLEY PARK AND THE ILLINOIS LAW ENFORCEMENT ALARM SYSTEM (ILEAS).** The Village’s current Illinois Law Enforcement Alarm System (ILEAS) agreement has been in place since 2002 and has not been subject to any updates or modifications. As such, the ILEAS governing board has suggested several updates to the agreement. These updates include, but are not limited to the following:

1. **By-Laws** – Under the proposed new agreement, the ILEAS by-laws are included in the agreement;
2. **Amendment Process** – The updated agreement allows for an amendment process to keep the agreement updated, as needed.
3. **Expanded Role** – the proposed agreement expands the definition of law enforcement personnel to include correctional officers.

The Village Attorney has reviewed the proposed agreement and found it to be acceptable. This item was discussed at the Public Safety Committee meeting held on April 15, 2014, and recommended for approval. 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, Maher, Staunton, Jr., Leoni, Grady. Nays: None. Absent: Hannon. President Zabrocki declared the motion carried.

Motion was made by Trustee Staunton, Jr., seconded by Trustee Grady, to remove from the table **RESOLUTION 2014-R-005 AUTHORIZING A LEASE AND ACCESS AGREEMENT FOR FIBER OPTIC EQUIPMENT INSTALLATION AND MAINTENANCE BETWEEN THE VILLAGE OF TINLEY PARK AND CHICAGO SOUTHLAND FIBER NETWORK**. Vote by voice call: President Zabrocki declared the motion carried.

Motion was made by Trustee Staunton, Jr., seconded by Trustee Seaman, to adopt and place on file **RESOLUTION 2014-R-005 AUTHORIZING A LEASE AND ACCESS AGREEMENT FOR FIBER OPTIC EQUIPMENT INSTALLATION AND MAINTENANCE BETWEEN THE VILLAGE OF TINLEY PARK AND CHICAGO SOUTHLAND FIBER NETWORK**. This item was tabled at the May 6, 2014, Village Board meeting. The proposed agreement would allow the Chicago Southland Fiber Network (CSFN) to install and maintain certain fiber optic equipment in existing Village owned infrastructure, including a network node at the 80th Avenue Train Station. The CSFN is a not for profit Illinois corporation. The purpose of the CSFN is to establish a fiber optic communications network to recruit new business and investment in the southland region. In exchange for access and use of the Village owned infrastructure, benefits to the Village will include, but are not limited to:

1. CSFN will provide four (4) strands of fiber for Village use at no cost;
2. CSFN will provide data transfer services to the Village at a government use rate of 50% below its retail rate; and
3. CSFN's government rate will apply to users attending events at the Tinley Park Convention Center.

The initial term of the lease will be for ten (10) years, with a five (5) year renewal option. This item was discussed at the Public Works Committee meetings held on January 14, and April 8, 2014, and recommended for approval. 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, Maher, Staunton, Jr., Leoni, Grady. Nays: None. Absent: Hannon. President Zabrocki declared the motion carried.

Motion was made by Trustee Staunton, Jr., seconded by Trustee Seaman, to remove from the table **RESOLUTION NUMBER 2014-R-012 AUTHORIZING AN AGREEMENT BETWEEN SOUTH SUBURBAN MAYORS AND MANAGERS AND THE VILLAGE OF TINLEY**

PARK – INDEFEASIBLE RIGHTS OF USE (IRU) AGREEMENT. Vote by voice call:
President Zabrocki declared the motion carried.

Motion was made by Trustee Staunton, Jr., seconded by Trustee Grady, to adopt and place on file **RESOLUTION NUMBER 2014-R-012 AUTHORIZING AN AGREEMENT BETWEEN SOUTH SUBURBAN MAYORS AND MANAGERS AND THE VILLAGE OF TINLEY PARK – INDEFEASIBLE RIGHTS OF USE (IRU) AGREEMENT.** This Resolution was tabled at the Village Board meeting held on May 6, 2014. The South Suburban Mayors and Managers Association (SSMMA) established the Chicago Southland Fiber Network (CSFN), a non profit organization that will operate, maintain and expand fiber infrastructure & high market capacity internet/data services to potential clients in both public and private sectors. The CSFN identified the 80TH Avenue Train Station as a key location for a sub-regional hub for the fiber network. A lease agreement and Indefeasible Rights of Use (IRU) agreement with the Village has been developed. The agreements define the approved alignment of CSFN infrastructure within specific Village rights-of-way and the co-location of CSFN fiber in existing Village infrastructure. Specific benefits to the Village of Tinley Park include: 1) access to dedicated fiber for Village use; and 2) a 50% discount on internet provider services for government use, which includes Tinley Park Convention Center events. This item was discussed at the April 8, 2014, Public Works Committee meeting and recommended for approval. 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, Maher, Staunton, Jr., Leoni, Grady. Nays: None. Absent: Hannon. President Zabrocki declared the motion carried.

Motion was made by Trustee Staunton, Jr., seconded by Trustee Seaman, to **SET JUNE 19, 2014, AT 10:00 A.M. AS THE DATE AND TIME TO RECEIVE BIDS FOR THE 76TH AVENUE CULVERT REHABILITATION PROJECT.** Public Works requests consideration to set a bid date for the 76th Avenue Culvert Rehabilitation Project. The purpose work entails lining the existing metal culvert at two locations of the “76th Avenue Culvert.” This item was discussed at the Public Works Committee meeting held prior to this meeting. 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 Staunton, Jr., seconded by Trustee Seaman, **SET JUNE 19, 2014, AT 10:16 A.M. AS THE DATE AND TIME TO RECEIVE BIDS FOR THE PARKING LOT, ALLEY, AND PLATFORM IMPROVEMENT PROJECTS.** Public Works requests consideration to set a bid date for the Parking Lot and Alley Way Improvement Project for the following locations:

Location #1 – Post 2 Pump House: The work to be performed at this location will consist of removal and replacement of asphalt and concrete curb, installation of a concrete sidewalk, storm sewer, storm structures.

Location #2 – Fire Station #2: The scope of work at this location includes removal and replacement of the concrete driveway and sidewalk along 167th Street, concrete curb, storm structure/pipe.

Location #3 – Public Works Facility: The work to be performed at this location will consist of pavement patching parking lot.

Location #4 – Ridgeland Avenue/64th Court: The work to be performed at this location will consist of removal and replacement of asphalt pavement, pavement reconstruction, asphalt pavement

resurfacing, installation of storm sewer, storm structures.

Location #5 – 80th Ave. **Train Station Platforms:** The work to be performed at this location will consist of cleaning and staining the existing asphalt pedestrian platforms.

This item was discussed at the Public Works Committee meeting held prior to this meeting. 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 Staunton, Jr., seconded by Trustee Leoni, to **ACCEPT A WATER MAIN EASEMENT FROM CVS PHARMACY, 9551 171ST STREET.** CVS Pharmacy has agreed to grant a twenty (20) foot utility easement adjacent to the LaGrange Road right-of-way that will allow the Village to relocate 300 feet of twelve (12) inch diameter water main that is currently in conflict with the proposed roadway improvement. The relocation of this water main will be done by IDOT's contractor as a change order to their existing work which includes the relocation of approximately 1,200 feet of Village water main. Cost for the easement is \$1,510. This item was discussed at the Public Works Committee meeting held prior to this 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, Maher, Staunton, Jr., Leoni, Grady. Nays: None. Absent: Hannon. President Zabrocki declared the motion carried.

Motion was made by Trustee Staunton, Jr., seconded by Trustee Grady, to **ENTER INTO A COLLECTIVE BARGAINING AGREEMENT BETWEEN THE VILLAGE OF TINLEY PARK AND THE INTERNATIONAL UNION OF OPERATING ENGINEERS LOCAL 150 REPRESENTING CERTAIN PUBLIC WORKS EMPLOYEES.** The Village and the International Union of Operating Engineers Local 150 recently completed successful collective bargaining agreement negotiations. The proposed agreement has a four year term and will expire on April 30, 2018. The agreement covers all major terms and conditions of employment for covered employees and is substantially similar to the existing agreement. Highlights of the proposed agreement include annual pay increases of 2.5%, subject to successful performance review and improvements to the overtime distribution structure and guidelines. 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, Maher, Staunton, Jr., Leoni, Grady. Nays: None. Absent: Hannon. President Zabrocki declared the motion carried.

Motion was made by Trustee Leoni, seconded by Trustee Staunton, Jr., to place on first reading **RESOLUTION NUMBER 2014-R-021 AUTHORIZING A LEASE AGREEMENT BETWEEN THE VILLAGE OF TINLEY PARK AND COMCAST CABLE.** For the last twenty (20) years, the Village of Tinley Park and Comcast have had a lease agreement that allows Comcast to utilize Village property to house a communications facility. The proposed agreement would allow Comcast to continue to lease the Village property for an additional five (5) years. Other highlights of the agreement include:

- 1) Rent – The initial annual rent to the Village is \$5,646.24. The agreement provides for up to (5) five additional (5) five year extensions. The rent will increase by 5% at each 5 (five) year extension;
- 2) Insurance – Comcast will be required to maintain liability insurance consistent with Village standards. Comcast will also indemnify the Village from claims associated with the lease agreement; and
- 3) Termination of the lease – Upon termination of the lease, Comcast has ninety (90) days to

remove their equipment or it becomes property of the Village.

This item was discussed at the Budget & Administration Committee meeting held on March 29, 2014, and recommended for approval. 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 Leoni, seconded by Trustee Staunton, Jr., to adopt and place on file **ORDINANCE NUMBER 2014-O-010 ADOPTING THE PREVAILING WAGE RATES FOR LABORERS, WORKERS AND MECHANICS CONTRACTUALLY EMPLOYED BY THE VILLAGE OF TINLEY PARK**. This is an annual ordinance required by State Statutes acknowledging and requiring that the prevailing wage rates be paid for all applicable work contracted by the Village. This requirement creates a "level playing field" for the labor costs of such contracted work. A copy of this Ordinance is required to be filed with the Illinois Department of Labor. 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, Maher, Staunton, Jr., Leoni, Grady. Nays: None. Absent: Hannon. 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.

Trustee Seaman reminded everyone that the Memorial Day Ceremony will take place at the General Patrick E. Rea Veterans Plaza beginning at 10 a.m. this Monday, May 26, 2014.

Trustee Seaman reminded everyone that water conservation measures began May 15 going through Sept. 15. Outdoor water use is allowed from 7 to 11 a.m. and 7 to 11 p.m. on odd or even dates based on the last digit of your address number.

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 Staunton, Jr., seconded by Trustee Leoni, to adjourn the regular Board meeting. Vote by voice call. President Zabrocki declared the motion carried and adjourned the regular Board meeting at 8:32 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:



Edward J. Zabrocki
Village President

ATTEST:



Patrick E. Rea
Village Clerk