MINUTES OF THE BOARD OF TRUSTEES, VILLAGE OF TINLEY PARK, COOK AND WILL COUNTIES, ILLINOIS, HELD DECEMBER 2, 2014

The regular meeting of the Board of Trustees, Village of Tinley Park, Illinois, was held in the Municipal Building on December 2, 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 Gregory J. Hannon Brian S. Maher Thomas J. Staunton, Jr. Patricia A. Leoni T.J. Grady
Absent:	None
Also Present:	
Village Manager:	David J. Niemeyer
Village Attorney:	Thomas M. Melody
Village Engineer:	Christopher J. King

Motion was made by Trustee Staunton, Jr., 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 Staunton, Jr., seconded by Trustee Hannon, to approve and place on file the minutes of the regular Village Board meeting held on November 18, 2014. Vote by voice call. President Zabrocki declared the motion carried.

President Zabrocki presented the following consent agenda items read by the Village Clerk:

A. CONSIDER REQUEST FROM ST. GEORGE SCHOOL, 6700 W. 176TH STREET, TO CONDUCT A RAFFLE DECEMBER 1, 2014, TO MAY 17, 2015. WINNERS WILL BE DRAWN AT THE SCHOOL ON MAY 17, 2015.
B. CONSIDER REQUEST FROM FATHER C.C. BOYLE COUNCIL 4698 KNIGHTS OF COLUMBUS TO CONDUCT A FUNDRAISER (TAG DAY) SEPTEMBER 18 AND 19, 2015, AT CERTAIN INTERSECTIONS IN THE VILLAGE OF TINLEY PARK.
C. CONSIDER A PROCLAMATION RECOGNIZING DAVID A. FISCHER UPON ACHIEVING THE RANK OF EAGLE SCOUT, THE HIGHEST AWARD OF THE NATIONAL BOY SCOUTS OF AMERICA.

D. PAYMENT OF OUTSTANDING BILLS IN THE AMOUNT OF $7,028,521.71 AS LISTED ON THE VENDOR BOARD APPROVAL REPORTS DATED NOVEMBER 21 AND NOVEMBER 26, 2014.

Motion was made by Trustee Grady, seconded by Trustee Leoni, 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 Seaman, to adopt and place on file **ORDINANCE NUMBER 2014-O-049 GRANTING VARIATION FOR A FRONT YARD ENCROACHMENT ON A CORNER LOT FOR A FENCE AT 6400 180th PLACE WITHIN THE KENDEN ESTATES SUBDIVISION AND THE R-4 SINGLE FAMILY ZONING DISTRICT (SPISAK).** The petitioner, Thomas Spisak, requests a variation from Section V. Schedule II (Schedule of District Requirements) of the Village's Zoning Ordinance for a twenty-five foot (25') variation to place a 4 foot high fence within the front yard. This variation would allow the petitioner to place a fence at a zero foot (0') setback on the east (Ridgeland Avenue) side of the property. The variation was requested because the petitioner's house was built approximately eight feet (8') into the required twenty-five foot (25') front yard setback on the east side, meaning the home lies about seventeen feet (17') from the property line on the east side of the lot. The petitioners wish to enclose their yard with a fence for a pet. A public hearing was held at the Zoning Board of Appeals (ZBA) on November 13, 2014, and the ZBA recommended that the Village Board grant the variation on a vote of 5-0-0. President Zabrocki 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: 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 Grady, to direct the Village Attorney to draft **ORDINANCE 2014-0-047 ANNEXING A PROPERTY OF .71 ACRES ADDRESSED 6900 179TH STREET WITHIN ELMORE'S HARLEM AVENUE ESTATES AND LOCATED GENERALLY WEST OF OAK PARK AVENUE AND NORTH OF 179TH STREET (PANOS)** with this constituting first reading. The owners request annexation of a .71 acre property located generally west of Oak Park Avenue and north of 179th Street. The applicant seeks annexation in order to rezone the property to Neighborhood General (NG) Zoning District and to eventually redevelop the property. Vote by voice call. President Zabrocki declared the motion carried.

Motion was made by Trustee Hannon, seconded by Trustee Staunton, Jr., to direct the Village Attorney to draft **ORDINANCE 2014-O-048 REGARDING REMOVING CERTAIN PROPERTY (A MAP AMENDMENT) FROM R-1 SINGLE FAMILY RESIDENTIAL ZONING TO NG NEIGHBORHOOD GENERAL DISTRICT FOR A PROPERTY OF .71 ACRES ADDRESSED 6900 179TH STREET WITHIN ELMORE'S HARLEM AVENUE ESTASTES AND LOCATED GENERALLY WEST OF OAK PARK AVENUE AND NORTH OF 179TH STREET (PANOS)** with constituting first reading. This is a companion ordinance to the previous agenda item. The beneficial owners of the subject property, Tom Panos and Andrew Poulos, request a zoning map amendment (rezoning) for a 0.71 acre property located generally west of Oak Park Avenue and north of 179th Street. The applicant proposes to rezone the property from R-1 Single Family Residential to NG Neighborhood General District. A public hearing was held on November 20th at which time the Plan Commission made findings of fact and voted 5-0-4 to recommend approval of this map amendment to the Village Board and rezoning upon annexation of the property. 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 **ORDINANCE NUMBER 2014-O-035 LEVYING TAXES FOR CORPORATE PURPOSES FOR THE VILLAGE OF TINLEY PARK FOR THE 2014 TAX LEVY YEAR.** The property tax levy request for 2014 will be set at $25,541,964. This represents a 0% increase over the previous year's total dollars. This levy amount is net of the abatements of debt service considered in Ordinances 2014-O-036 through 2014-O-041 in a total amount of $5,338,275. If these funds were not abated, the total required levy would be $30,880,239 and would represent an increase of 21%. The Village of Tinley Park portion of the levy amounts to $19,980,020. This amount is $299,700 lower than the Village's traditional levy tax cap formula would permit. The Tinley Park Public Library portion of the levy amounts to $5,561,944 and is also unchanged from the prior year. Since the levy increase is less than 5% of the prior year's extended levy, a Truth in Taxation notice (Black Box) and Public Hearing are not required. The amount of the levy was reviewed and determined at a Committee of the Whole meeting held on November 24, 2014. The Library Levy request was approved at the Library Board meeting held on September 24, 2014. Vote by voice call. President Zabrocki declared the motion carried.

Motion was made by Trustee Seaman, seconded by Trustee Hannon, to place on first reading **ORDINANCE NUMBER 2014-O-036 ABATING ALL OF THE 2014 TAX LEVY REQUIREMENTS AS PROVIDED FOR IN THE BOND ORDER DATED APRIL 10, 2008, IN CONNECTION WITH THE ISSUANCE OF $5,005,000 GENERAL OBLIGATION REFUNDING BONDS, SERIES 2008, OF THE VILLAGE OF TINLEY PARK, COOK AND WILL COUNTIES, ILLINOIS.** The 2014 tax levy requirements for this bond issue is established at $601,800 and the Village is in a position to abate the entire amount of this levy from funds in the Oak Park Avenue (Convention Center) Tax Incremental Financing District Fund. Vote by voice call. President Zabrocki declared the motion carried.

Motion was made by Trustee Seaman, seconded by Trustee Hannon, to place on first reading **ORDINANCE NUMBER 2014-O-037 ABATING A PORTION OF THE 2014 TAX LEVY REQUIREMENTS AS PROVIDED FOR IN THE BOND ORDER DATED MARCH 3, 2009, IN CONNECTION WITH THE ISSUANCE OF $10,235,000 GENERAL OBLIGATION REFUNDING AND IMPROVEMENT BONDS, SERIES 2009, OF THE VILLAGE OF TINLEY PARK, COOK AND WILL COUNTIES, ILLINOIS.** The 2014 tax levy for this bond issue is established at $958,770 and the Village is in a position to abate $608,770 of this levy with $318,405 derived from the Village's Water and Sewer Revenue Fund, $185,228 from the Tax/Bond Stabilization Fund, and $105,138 from the Surtax Capital Projects Fund. The net levy for this bond issue will be $350,000. 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 **ORDINANCE NUMBER 2014-O-038 AN ORDINANCE ABATING ALL OF THE 2014 TAX LEVY REQUIREMENTS AS PROVIDED FOR IN THE BOND ORDER DATED DECEMBER 16, 2009, IN CONNECTION WITH THE ISSUANCE OF $16,380,000 TAXABLE GENERAL OBLIGATION BONDS, SERIES 2009A (BUILD AMERICA BONDS - DIRECT PAYMENT) OF THE VILLAGE OF TINLEY PARK, COOK AND WILL COUNTIES, ILLINOIS.** The 2014 tax levy requirements for this bond issue is

established at $2,205,855 and the Village is in a position to abate the entire amount of this levy from funds in the Oak Park Avenue (Convention Center) Tax Incremental Financing District Fund ($2,121,556) in combination with the 35% Build America Bond Credit Payment expected to be received from the United States Treasury ($84,299). If the Federal Government reduces the amount of the interest subsidy, the short fall will also be provided from the TIF funds. The annual levy requirement provided in the Bond Order is the gross debt service before reduction for the Build America Bond Credit Payment authorized under the American Recovery and Reinvestment Act (ARRA – also known as the Stimulus Package). Vote by voice call. President Zabrocki declared the motion carried.

Motion was made by Trustee Seaman, seconded by Trustee Hannon, to place on first reading **ORDINANCE NUMBER 2014-O-039 ABATING A PORTION OF THE 2014 TAX LEVY REQUIREMENTS AS PROVIDED FOR IN THE BOND ORDER DATED AUGUST 16, 2011, IN CONNECTION WITH THE ISSUANCE OF $5,940,000 GENERAL OBLIGATION REFUNDING BONDS, SERIES 2011, OF THE VILLAGE OF TINLEY PARK, COOK AND WILL COUNTIES, ILLINOIS.** The 2014 tax levy for this bond issue is established at $661,950 and the Village is in a position to abate $150,000 of this levy from the Village's Surtax Capital Projects Fund. The net levy will be $511,950 for this bond issue. Vote by voice call. President Zabrocki declared the motion carried.

Motion was made by Trustee Seaman, seconded by Trustee Staunton, Jr., to place on first reading **ORDINANCE NUMBER 2014-O-040 ABATING ALL OF THE 2014 TAX LEVY REQUIREMENTS AS PROVIDED FOR IN THE BOND ORDER DATED JANUARY 26, 2012, IN CONNECTION WITH THE ISSUANCE OF $5,235,000 GENERAL OBLIGATION REFUNDING BONDS, SERIES 2012 OF THE VILLAGE OF TINLEY PARK, COOK AND WILL COUNTIES, ILLINOIS.** The 2014 tax levy for this bond issue is established at $841,400 and the Village is in a position to abate the entire amount of this levy with $423,224 derived from the Village's Water and Sewer Revenue Fund, $252,420 from the Storm Water Management Fund and $165,756 from the Surtax Capital Projects Fund. Vote by voice call. President Zabrocki declared the motion carried.

Motion was made by Trustee Seaman, seconded by Trustee Hannon, to place on first reading **ORDINANCE NUMBER 2014-O-041 AN ORDINANCE ABATING ALL OF THE 2014 TAX LEVY REQUIREMENTS AS PROVIDED FOR IN THE BOND ORDER DATED JUNE 5, 2013, IN CONNECTION WITH THE ISSUANCE OF $11,340,000 GENERAL OBLIGATION BONDS, SERIES 2013, OF THE VILLAGE OF TINLEY PARK, COOK AND WILL COUNTIES, ILLINOIS.** The 2014 tax levy requirements for this bond issue are established at $930,450 and the Village is in a position to abate the entire amount of this levy from the following sources and amounts:

Hotel/Motel Tax Fund/Oak Park Avenue TIF	$372,180.00
Surtax Capital Projects Fund	$398,735.02
Water & Sewer Fund	$132,914.79
Stormwater Management Fund	$ 16,627.15
Main Street South TIF	$ 9,993.04

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

Motion was made by Trustee Seaman, seconded by Trustee Hannon, to place on first reading **RESOLUTION 2014-R-045 AUTHORIZING THE EXECUTION OF AN INDUCEMENT AGREEMENT FOR WATSON FAMILY HYUNDAI, INC.** This inducement agreement between the Village of Tinley Park and Watson Family Hyundai, Inc. (Hyundai) is associated with the corporate mandated remodeling/expansion project at the Hyundai auto dealership located at 8101 West 159th Street in Tinley Park. This project is estimated to cost at least $800,000. But for the incentive, the project will not be able to be completed and the franchise agreement would be impacted. The project is anticipated to result in at least $10 million in new annual taxable sales, create 10 new jobs, and will conform to all Village codes and ordinances, including landscaping and signage requirements. This incentive is based on new sales related to the Hyundai dealership, whereby the Village would receive 100 percent of the first $505,250 in Village sales tax revenue per year, and Watson Family Hyundai Inc. would receive 33 percent of the Village sales tax revenue in excess of $505,250 each year for up to 10 years. The maximum incentive amount would be $266,667, 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 held on November 4, 2014. 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 **ORDINANCE NUMBER 2014-O-046 AMENDING CHAPTER 31 OF ARTICLE III OF THE TINLEY PARK MUNICIPAL CODE - TERM LIMIT.** On August 5th, 2014, the Village Board adopted Resolution 2014-R-031 calling for the submission of a public question at referendum, regarding the limitations on terms of office for persons elected to certain Village offices at the April 7th, 2015, election and future elections. This question was based on the report of the Term Limits Commission, which was established by the Village to study the issue of term limits. The Commission determined that a full recommendation for the institution of term limits could not be made but that if term limits were adopted they should be for three (3) terms of four (4) years, in a consecutive format, and without retroactivity for any sitting officials. The public question was voted on at the November 4th, 2014, general election and was approved by a majority of those voting. An amendment to the Tinley Park Municipal Code to apply the results of the binding referendum approved at the general election is now required. The referendum stated that the terms of office for those persons elected to the offices of Village President, Village Clerk or Village Trustee in the Village of Tinley Park, at the April 7, 2015, consolidated election and at each election for any of said offices thereafter, are hereby limited such that no person so elected may serve more than three (3) consecutive full four (4) year terms in the same office. In this regard, once a person is elected to one of the offices stated above at the April 7, 2015, election, and that person serves three (3) consecutive full four (4) year terms in that particular office, this person may not serve again in that particular office until after another person has first served in this particular office. This item was discussed at the Finance and Economic Development Committee meeting held prior to this Board meeting. 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 NUMBER 2014-R-044 AUTHORIZING CHANGE ORDER NO. ONE (1) TO THE CONTRACT WITH BEARY LANDSCAPING FOR THE TREE PLANTING – ASH REPLACEMENT PROGRAM.** Earlier this year, the Village entered into a contract with Beary Landscape, after completion of a competitive bidding process, for tree replanting due to the Emerald Ash Borer (EAB) epidemic that has affected the State of Illinois. The original contract amount was for

$1,265,710. The proposed change order would authorize Beary Landscape to replant an additional 1,386 trees at a not to exceed cost of $489,290. The proposed change order amount matches the Village's budgeted amount in the current fiscal year for this expenditure and represents a 38.66% change to the original contract amount. The Village finds the following related to the proposed change order:

- The circumstances necessitating the change order were not reasonably foreseeable at the time the contract was signed;
- The changes affected by the change order are germane to the original contract as signed; and
- The changes effected by the change order are in the best interests of the Village and are authorized by law.

This item was discussed at the Public Works Committee meeting held on August 27, 2014, and recommended for approval. President Zabrocki 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: 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 Hannon, to accept **A GRANT FROM MABAS 24 DIVISION FOR INTEROPERABLE RADIO SYSTEMS.** The Village of Tinley Park Fire Department is a member of the MABAS 24 Division. Recently, the Division was awarded a grant for interoperable radio systems that includes both mobile and portable radios as well as laptop computers. Tinley Park is eligible to receive $157,941 worth of equipment as part of the grant. The Village's required match for the grant is $15,794. Specific equipment that will be received by the Village includes:

- (6) Toughbooks (Model #31) and mounting hardware;
- (6) Motorola APX 4500 P25 Mobile Radios; and
- (23) WE7000 Portable Radios.

Funds for the Village's matching share are available in the current fiscal year. This item was discussed at the November 18, 2014, Public Safety Committee meeting and recommended for approval. President Zabrocki 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: 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 Staunton, Jr., to place on first reading **RESOLUTION NUMBER 2014-R-046 AUTHORIZING THE EXECUTION OF A PARATRANSIT AGREEMENT BETWEEN THE VILLAGE OF TINLEY PARK AND PACE FOR THE "DIAL-A-RIDE" PROGRAM FOR THE PERIOD OF JANUARY 1, 2015, THROUGH DECEMBER 31, 2015.** This Resolution would authorize the annual agreement wherein PACE provides approximately one quarter of the operating cost of the program. The "Dial-A-Ride" program in the Village provides nearly 10,000 rides to its residents annually. The annual cost of the PACE "Dial-A-Ride" program is approximately $83,000. Each year PACE subsidizes approximately $24,000 of our program, leaving the Village with a net cost of roughly $59,000. Vote by voice call. President Zabrocki declared the motion carried.

Motion was made by Trustee Leoni, seconded by Trustee Seaman, to waive first reading and adopt and place on file **RESOLUTION NUMBER 2014-R-047 PROVIDING THE AUTHORIZATION FOR LANDING RIGHTS TO SANTA CLAUS IN THE VILLAGE OF TINLEY PARK.** This Resolution would allow the necessary approvals for Santa Claus to land in Tinley Park as often as deemed appropriate. President Zabrocki 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: 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.

Mr. Stephen Eberhardt filed an official complaint against the Village Board regarding obligations related to the 80th Avenue Train Station, payments for various events, parties and fundraiser tickets and longevity pay.

Motion was made by Trustee Seaman, seconded by Trustee Hannon, to adjourn the regular Board meeting. Vote by voice call. President Zabrocki declared the motion carried and adjourned the regular Board meeting at 8:29 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