MINUTES OF THE BOARD MEETING OF THE TRUSTEES, VILLAGE OF TINLEY PARK, COOK AND WILL COUNTIES, ILLINOIS, HELD APRIL 19, 2016

The regular meeting of the Board of Trustees, Village of Tinley Park, Illinois, was held in the Auditorium located in the Central Middle School, 18146 Oak Park Avenue on April 19, 2016. Mayor Seaman 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 Mayor:	David G. Seaman
Village Clerk:	Patrick E. Rea
Trustees:	T.J. Grady Michael J. Pannitto Jacob C. Vandenberg Brian H. Younker
Absent Trustees:	Brian S. Maher
Also Present:	
Village Attorney:	Patrick Connelly
Village Engineer:	Jennifer S. Prinz

Mayor Seaman asked that the agenda be amended to move Item 26, the Appointment of Peterson, Johnson and Murray as Corporate Counsel and Corporate Counsel for Labor and Klein, Thorpe and Jenkins for Prosecution to Item 1A. Trustee Pannitto asked that Item 21, considering Ordinance number 2016-O-016 approving an amendment to the Official Comprehensive Building Code for the Village of Tinley Park, Cook and Will Counties, Illinois, be removed from the agenda. Mayor Seaman asked the sponsoring Board Member, Trustee Younker, be assigned to the item. Trustee Younker stated he would take the item. Motion was made by Trustee Vandenberg, seconded by Trustee Younker, to approve the agenda as amended. Vote by voice call. Mayor Seaman declared the motion carried.

Motion was made by Trustee Younker, seconded by Trustee Grady, to **APPOINT PETERSON, JOHNSON AND MURRAY AS CORPORATE COUNSEL, CORPORATE COUNSEL FOR LABOR AND KLEIN, THORPE AND JENKINS FOR PROSECUTION.** 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: Grady, Pannitto, Vandenberg, Younker. Nays: None. Absent: Maher. Mayor Seaman declared the motion carried. Mayor Seaman introduced Patrick Connelly.

Motion was made by Trustee Grady, seconded by Trustee Pannitto, to approve and place on file the minutes of the regular Village Board meeting held on April 5, 2016. 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. PAYMENT OF OUTSTANDING BILLS IN THE AMOUNT OF $1,642,253.72 AS LISTED ON THE VENDOR BOARD APPROVAL REPORTS DATED APRIL 7 AND APRIL 15, 2016.

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

At this time, Mayor Seaman introduced Mary Dankowski, Finance Director for the Village of Park Forest, to present Brad Bettenhausen and the Finance Department Staff the Governmental Finance Officers Association's Certificate of Achievement for Excellence in Financial reporting for Fiscal Year 2015. This is the 24th consecutive year the Village of Tinley Park has received this recognition.

At this time, Trustee Grady recognized Jessica Waishwell as the 2015 Telecommunicator of the Year in the Village of Tinley Park.

Motion was made by Trustee Vandenberg, seconded by Trustee Younker, to place on first reading **RESOLUTION NUMBER 2016-R-011 APPROVING A DEVELOPMENT AGREEMENT BETWEEN THE VILLAGE OF TINLEY PARK AND GEORGE HANUS AS THE DEVELOPER OF PROPERTY LOCATED AT 7201 191ST STREET, ON BEHALF OF THE WEBSTER PROPERTY GROUP, L.L.C.** The proposed Development Agreement outlines the responsibilities and obligations of the Developer (George Hanus) and the Village of Tinley Park, for a 1.96 acre vacant parcel located at the southwest corner of Harlem Avenue and 191st Street to be developed as a 16,722 sq. ft. multi-tenant retail structure. The Agreement addresses the following:

- Obligates the Developer to develop the property in accordance with the B-3 Zoning District and Urban Overlay District, consistent with the approved site plan, building elevations and landscape plan.
- Developer to pay contributions to Water Construction Fund, Sewer Construction Fund, Tinley Park Fire Department, and E.M.A. Siren System in a total amount of $565.00 and recaptures in the amount of $53,484.96.
- Developer is required to construct all required storm water retention/detention, compensatory storage and storm sewers as required by the Village, Will County Stormwater Management and FEMA; the ownership and maintenance of stormwater facilities will be the responsibility of the Developer. Covenants and Restrictions, easements or other legally sufficient documents will be required to ensure continued maintenance.
- Developer will grant all necessary utility easements to serve the property

naming the Village or other appropriate entity as grantee.

- Requires the development to be in accordance with the existing building, zoning, subdivision and development, storm water detention and other developmental codes and ordinances of the Village as they exist on the date the building permit is issued.
- The Developer has proposed right-in/right-out access on to both 191st Street and Harlem Avenue. The right-out egress on 191st is considered a temporary improvement and will be eliminated once cross access is improved from the subject property to the property to the west or south.
- The Developer is required to install 10' asphalt bike trails along both 191st Street and Harlem Avenue frontages.
- The Developer will construct all necessary water and sanitary sewer mains to service the property.
- All electricity, telephone, cable television and gas lines serving the property will be installed underground. Existing above ground utilities will not be required to be buried.

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 Vandenberg, seconded by Trustee Younker, to place on first reading **ORDINANCE 2016-O-020 APPROVING A PROPOSAL FROM GEORGE HANUS, ON BEHALF OF THE WEBSTER PROPERTY GROUP, LLC, FOR THE REZONING (MAP AMENDMENT) OF A 1.96 ACRE PROPERTY LOCATED AT 7201 191ST STREET FROM R-1 SINGLE-FAMILY RESIDENTIAL ZONING DISTRICT TO B-3 GENERAL BUSINESS AND COMMERCIAL ZONING DISTRICT.** The property was zoned R-1 upon its annexation in 2010. The Applicant is requesting rezoning to B-3, General Business and Commercial Zoning District, for purposes of constructing a 16,722 sq. ft. multi-tenant retail structure. The property is located in the Urban Overlay District and meets all Zoning District requirements. The Comprehensive Plan identifies the property as commercial. 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 Vandenberg, seconded by Trustee Younker, to place on first reading **RESOLUTION NUMBER 2016-R-013 APPROVING A PLAT OF EASEMENT PROVIDING CROSS ACCESS FOR THE PROPERTY LOCATED AT 7201 191ST STREET.** The subject property is located in the Urban Overlay District and therefore cross access easements are required to adjacent properties. The proposed Plat of Easement provides cross access to adjacent properties at the southwest corner of the property. Upon development of the properties immediately adjacent to the south or west of the subject property, the Developer will be obligated to extend the drive aisles within the subject property to the planned locations for public cross access in accordance with plans approved by the Village. 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 Vandenberg, seconded by Trustee Younker, to adopt and place on file **ORDINANCE NUMBER 2016-O-018 GRANTING VARIATIONS FROM THE REQUIRED SIDE YARD SETBACK AND FROM THE ALLOWABLE EAVE/GUTTER ENCROACHMENT TO ALLOW FOR AN ADDITION AT 16412 IRONWOOD DRIVE FOR PURPOSES OF A THIRD GARAGE AND LAUNDRY ROOM ADDITION (DANCA).** The Petitioners, Anthony and Jill Danca, have submitted a variance request that was previously not recommended for approval by the Zoning Board of Appeals (July 2015). The ZBA's recommendation was not forwarded to the Village Board at the request of the Petitioners. Mr. and Mrs. Danca submitted a new petition in February 2016. The proposed plans and variation requests did not change from the earlier petition, however additional findings of fact were provided. The petition requests two variations:

1. A three foot (3') side yard setback variation from Section V. Schedule II (Schedule of District Requirements) where the side yard setback requirement is eight feet (8'); and
2. A one foot, eight inch (1'8") variation from the allowable eave/gutter encroachment in Section III.H. (Permitted Encroachments in Required Yards) where three feet (3') is the maximum encroachment permitted for eaves/gutters into the required side yard setback.

These variations would allow the Petitioners to construct a one-story addition to the existing home at a five foot (5') setback from the north side property line and would allow the proposed eaves/gutters to be three feet, four inches (3'4") from the north side property line. The property is zoned R-3 Single-Family Residential Zoning District and is located within the Tanbark subdivision. The ZBA voted 3 to 1 to not recommend the variations for approval. The Petitioners have requested that the Village Board consider overruling the recommendation of the ZBA and grant the requested variations. 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: Grady, Pannitto, Vandenberg, Younker. Nays: None. Absent: Maher. Mayor Seaman declared the motion carried.

Motion was made by Trustee Vandenberg, seconded by Trustee Younker, to adopt and place on file **ORDINANCE NUMBER 2016-O-019 GRANTING A VARIATION FROM THE REQUIRED SETBACK FOR AN ACCESSORY STRUCTURE AT 17710 65TH COURT (LAWTON).** The Petitioner, Michael Lawton, is requesting a one foot, seven inch (1'7") variation from Section III.I.1.f. (Accessory Structures and Uses) where no part of the accessory structure shall be located closer than five feet (5') to the rear lot line or to those portions of the side lot lines abutting such required rear yard. This variation would allow the Petitioner to replace an above-ground pool with a new above-ground pool at the same location (a setback of three feet, five inches (3'5")) from the side property line at 17710 65th Court in the R-4 (Single-Family Residential) Zoning District and within the Whitney and Bishop's Addition to Tinley Park Subdivision. The Zoning Board of Appeals voted unanimously (4 to 0) to recommend approval of the requested variation. 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: Grady, Pannitto, Vandenberg, Younker. Nays: None. Absent: Maher. Mayor Seaman declared the motion carried.

Motion was made by Trustee Vandenberg, seconded by Trustee Younker, to place on first reading **RESOLUTION 2016-R-014 APPROVING A RETAINING WALL MAINTENANCE AGREEMENT BETWEEN INTERNATIONAL IMPORTS, LLC., AND THE VILLAGE OF TINLEY PARK FOR PROPERTY LOCATED AT 8301 W. 159TH STREET.** International KIA has proposed a parking lot expansion at the rear of their property at 8301 W. 159th Street to accommodate additional vehicle inventory. The expansion required a reconfiguration of their stormwater basin which involved the construction of a retaining wall. The agreement between International KIA and the Village provides for the ownership and perpetual maintenance of the retaining wall by International KIA, however allows the Village of Tinley Park to access, inspect and repair the retaining wall in cases of an emergency as deemed necessary by the Village Engineer. Any cost related to these actions will be the responsibility of the then owner of the property. This agreement shall run with the land and apply to all successors and assigns. The agreement also provides for lien rights against the property if costs incurred by the Village are unpaid. 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 Vandenberg, seconded by Trustee Younker, **AUTHORIZING AN AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT WITH GOVTEMPSUSA FOR PROVISION OF AN INTERIM COMMUNITY DEVELOPMENT DIRECTOR.** Due to recent retirement of the Building Commissioner, the departure of the Assistant Village Manager, and the Administrative Leave of Absence of the Planning Director, it is recommended that the Village enter into a Professional Services Agreement with GovTemps to fill the position of Interim Community Development Director to provide for management and staffing coverage. The position and criteria for a full time staff position and department reorganization is currently being reevaluated. In lieu of naming a formal replacement at this time, the recommendation is to name Paula Wallrich Interim Community Development Director. Ms. Wallrich brings experience as a former Planning Director, Community Development Director, and Village Administrator. She has also been the Village's Interim Deputy Planning Director since January of 2015. Entering into this contract will allow the Planning & Building Departments to continue to provide excellent service while the Village assesses the restructuring of the department. The Village has previously utilized the services of GovTempsUSA, LLC and has been pleased with their services and the staffing candidates they have offered. GovTemps will be paid $91 per hour, however, the Interim Community Development Director will be paid $65 per hour by GovTemps. The difference covers the employment costs incurred by GovTemps. Sufficient funds are budgeted for this purpose. Mayor Seaman noted that this item was in its final adoption stage and asked if anyone cared to address the Board. Trustee Pannitto stated his agreement with the Community Development Director position and realized the need for this interim position, although he does have concerns with the compensation for this position. Trustee Vandenberg stated that Staff has done a market study for this position and found a similar position in Bloomington, Illinois where the compensation is a comparable. Matt Coughlin asked if this interim position will be part of the Staff appointment list. Village Manager, Dave Niemeyer, stated that this position is not part of the appointment cycle and that this contract runs through July 31, 2016. Vote on roll call: Ayes: Grady, Pannitto, Vandenberg, Younker. Nays: None. Absent: Maher. Mayor Seaman declared the motion carried.

Motion was made by Trustee Vandenberg, seconded by Trustee Younker, to place on first reading **RESOLUTION 2016-R-015 ADOPTING A LETTER OF UNDERSTANDING REGARDING THE INTERGOVERNMENTAL AGREEMENT BETWEEN THE VILLAGES OF ORLAND HILLS AND TINLEY PARK REGARDING PROPERTY AT 171ST STREET AND LAGRANGE ROAD DATED FEBRUARY 1, 2005 – (PARK HILLS Shopping Center).** Village Manager, Dave Niemeyer, presented the following overview. The Villages of Tinley Park and Orland Hills previously entered into an intergovernmental agreement under Resolution 2004-R-051 related to the development of the property containing the Park Hills Shopping Center located on the south side of 171st Street between 94th Avenue and LaGrange Road (9401-9561 171st Street). This Letter of Understanding addresses several modifications to the agreement for clarification purposes; other necessary changes related to the timing of payments and deductions to match the current availability of informational sales tax reporting provided by the Illinois Department of Revenue; and to address the actual construction costs of the Village of Orland Hills stormwater detention improvements paid for by the Village of Tinley Park and the related reimbursements to the Village of Tinley Park as contemplated under the original agreement. The Village of Orland Hills is scheduled to approve this Letter of Understanding at their meeting to be held on April 20, 2016. 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 Grady, seconded by Trustee Younker, to adopt and place on file **ORDINANCE NUMBER 2016-O-021 AUTHORIZING AND GRANTING A FRANCHISE AGREEMENT TO NORTHERN ILLINOIS GAS COMPANY.** In 2010 the Village of Tinley Park joined a consortium with several other Illinois communities for the purpose of negotiating an updated model franchise agreement with NICOR. Several of the communities in the consortium had old or even expired agreements with NICOR and were having difficulties getting NICOR to negotiate the terms and conditions of a new/updated agreement. The Village's current agreement with NICOR was adopted in 1981 with a 50 year term. After several years of negotiation with the municipal consortium, the model franchise agreement has been completed and recommended for approval by the individual municipalities.

Highlights of the proposed agreement, include, but are not limited to, the following:

1. Term of the agreement will be for 25 years;
2. NICOR will pay an annual franchise agreement to the Village;
3. The agreement is non-exclusive;
4. The agreement contains a "most favored nations" clause in favor of the Village for any future agreement that NICOR may enter into with another municipal government;
5. NICOR will be required to indemnify the Village related to their work/usage of the public right-of-way; and
6. The current franchise agreement with NICOR will be repealed in its entirety.

This item was discussed at the March 8, 2016, Budget & Administration 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: Grady, Pannitto, Vandenberg, Younker. Nays: None. Absent: Maher. Mayor Seaman

declared the motion carried.

Motion was made by Trustee Grady, seconded by Trustee Younker, to adopt and place on file **ORDINANCE NUMBER 2016-O-014 ADOPTING THE ANNUAL BUDGET FOR THE FISCAL YEAR ENDING APRIL 30, 2017, FOR THE VILLAGE OF TINLEY PARK, COOK AND WILL COUNTIES, ILLINOIS.** On March 21, 2016, the Committee of the Whole met and recommended approval of the Budget for fiscal year ending April 30, 2017. The total General Fund expenditure budget is proposed at $51,794,396 and the total expenditure budget of all Village funds, including the Tinley Park Public Library, is $152,610,116 as corrected and adjusted. According to State Statutes, a Public Hearing was held on April 5, 2016. A copy of the proposed budget has been available for public inspection at the Village Clerk's office since March 24, 2016. Village Treasurer Brad Bettenhausen presented key items included in this budget. 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: Grady, Pannitto, Vandenberg, Younker. Nays: None. Absent: Maher. Mayor Seaman declared the motion carried.

Motion was made by Trustee Grady, seconded by Trustee Vandenberg, to adopt and place on file **RESOLUTION NUMBER 2016-R-010 AUTHORIZING TRANSFERS FROM THE GENERAL FUND, WATER AND SEWER OPERATIONS AND MAINTENANCE FUND, AND THE COMMUTER PARKING LOT OPERATIONS AND MAINTENANCE FUND.** This Resolution implements a series of year end transfers following established fiscal practices and as discussed at the Committee of the Whole meeting held on March 21, 2016. These transfers are made from the excess of revenues over expenses expected to be generated for the fiscal year ended April 30, 2016, or from the Fund Balance of the fund initiating the transfer. The transfers are made to capital reserve and debt service reserve funds to support the current and long term needs of the Village for replacement of infrastructure, equipment, and debt service. The Resolution establishes not to exceed amounts for the contemplated transfers of $7.5 million from the General Fund; $3 million from the Water and Sewer Fund; and $450,000 from the Commuter Parking Lot Fund. 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: Grady, Pannitto, Vandenberg, Younker. Nays: None. Absent: Maher. Mayor Seaman declared the motion carried.

Motion was made by Trustee Grady, seconded by Trustee Vandenberg, to remove from the table **ORDINANCE NUMBER 2016-O-008 AMENDING CHAPTER 31 OF TITLE III OF THE TINLEY PARK MUNICIPAL CODE – INTERNAL AUDITOR.** Vote by voice call. Mayor Seaman declared the motion carried.

Motion was made by Trustee Grady, seconded by Trustee Vandenberg, to return **ORDINANCE NUMBER 2016-O-008 AMENDING CHAPTER 31 OF TITLE III OF THE TINLEY PARK MUNICIPAL CODE – INTERNAL AUDITOR** back to the Budget, Audit and Administration Committee for review and place on the table to May 17, 2016, Village Board meeting. Vote by voice call. Mayor Seaman declared the motion carried.

Motion was made by Trustee Pannitto, seconded by Trustee Grady, to adopt and place on file **ORDINANCE NUMBER 2016-O-017 CEDING THE AGGREGATE REMAINING UNUSED ALLOCATION OF 2016 PRIVATE ACTIVITY BOND VOLUME CAP OF THE VILLAGE OF TINLEY PARK TO THE ILLINOIS FINANCE AUTHORITY AND THE WILL KANKAKEE REGIONAL DEVELOPMENT AUTHORITY.** Tinley Park receives a direct allocation of Private Activity Bond Volume Cap every year based on population. The 2016 allocation is $5,728,000. By May 1 of each year, the Village must obligate the allocation to eligible local projects or cede the allocation for use by other agencies. Since January, no local projects have requested industrial revenue bond financing through this program. In order to support projects that will create jobs and expand the tax base in the region, this Ordinance will cede $2,864,000 to the Will Kankakee Regional Development Authority, and $2,864,000 to the Illinois Finance Authority for the South Suburban Mayors and Managers Volume Cap Pool. 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: Grady, Pannitto, Vandenberg, Younker. Nays: None. Absent: Maher. Mayor Seaman declared the motion carried.

Motion was made by Trustee Pannitto, seconded by Trustee Younker, to **AUTHORIZE VILLAGE STAFF AND THE VILLAGE ATTORNEY TO PROCEED WITH THE DEMOLITION OF PROPERTY LOCATED AT 17226 SOUTH OAK PARK AVENUE.** The former Roger's Hair Care mixed-use property has been abandoned since February 2014. The Building Department has been working to have the property brought into compliance with Village property maintenance codes. The property owners are deceased. The Village has been unsuccessful locating the administrator of the estate to have the property brought into compliance. After numerous attempts to work with the known relatives of the previous owner, it is recommended that the Village proceed with demolition of the property in order to protect the public safety, health and welfare of our citizens. However, formal Village Board authorization is required prior to beginning the demolition notices and Cook County Court processes. This item was discussed at the meeting of the Building & Compliance Committee held on March 29, 2016, and was 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: Grady, Pannitto, Vandenberg, Younker. Nays: None. Absent: Maher. Mayor Seaman declared the motion carried.

Motion was made by Trustee Pannitto, seconded by Trustee Younker, to **APPROVE A PROFESSIONAL SERVICES AGREEMENT WITH HR GREEN FOR BUILDING PLAN REVIEW AND INSPECTION SERVICES.** Earlier this year, the Village's Building Commissioner, Don McNeely, retired from his service to the Village. During his role as Building Commissioner, Mr. McNeely dedicated about 20-25 hours a week to "field work and/or building inspections. With his retirement, there is a need for the Village to secure supplemental building inspection services until a permanent replacement is found. The Village solicited proposals for inspection services and received responses from three (3) firms. Upon review of the proposals, it was determined that HR Green provided the Village with the best value and quality. Under the terms of the proposed agreement, HR Green will provide inspection and/or plan review services on an as needed basis, until a permanent replacement is hired by the Village. The Village may terminate the agreement with HR Green at any point with 7 days

notice. This item was discussed at the March 29, 2016 Building & Compliance 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: Grady, Pannitto, Vandenberg, Younker. Nays: None. Absent: Maher. Mayor Seaman declared the motion carried.

Motion was made by Trustee Younker, seconded by Trustee Vandenberg, to place on first reading and direct the Village Attorney to draft **ORDINANCE NUMBER 2016-O-016 APPROVING AN AMENDMENT TO THE OFFICIAL COMPREHENSIVE BUILDING CODE FOR THE VILLAGE OF TINLEY PARK, COOK AND WILL COUNTIES, ILLINOIS.** The Tinley Park Comprehensive Building Codes, amended in 2007, are being updated to meet industry standards and market trends to conform to the 2012 International Code Council (ICC) Standards. These code changes will update our building codes for commercial, industrial and residential developments as well as property maintenance codes. The Tinley Park Comprehensive Building Code will include unique upgrades above and beyond the 2012 ICC standards. The Village of Tinley Park has been reviewing updates of our 2007 Comprehensive Building Code to include moving from the 2006 International Code Council (ICC) Standards to the 2012 ICC Code. The following is a summary of the International, National and State Codes that are recommended for adoption:

2012 International Building Code (IBC)	2012 International Residential Code (IRC)	2012 International Fire Code (IFC)
2012 International Fuel Gas Code (IFGC)	2012 International Mechanical Code (IMC)	2012 International Property Maintenance Code (IPMC)
2012 International Swimming Pool and Spa Code (ISPSC)	2011 National Electric Code (NEC)	2014 Illinois State Plumbing Code (ISPC)
2014 International Energy Conservation Code (IECC)	1997 Illinois Accessibility Act (IAA)	

The Village of Tinley Park has a Comprehensive Building Code that provides enhanced standards unique to Tinley Park. The following is a summary of the unique amendments to Tinley Park Code:

1. Chapter I - Administration and Enforcement - We are required by the State of Illinois to omit the Chicago Plumbing Code and follow the State of Illinois Plumbing Code.

2. Chapter II – Minimum Planning Requirements
   a. Requiring the 2015 IECC and 2012 IMC to mandate the insulation and ventilation standards.
   b. Multi family residential housing (R-2/R-3) to require a TYPE 1 Construction standard vs the ICC Standard of TYPE 3 Construction.

3. Chapter III – Minimum Construction Requirements, including accessory structures
   a. Allow a detached garage to now be placed a minimum of 5 feet from the primary structure, all interior walls & ceiling are required to be constructed with a minimum of ½" gypsum drywall. Window opens cannot be within 10

ft. of the primary structure & service doors made of a non-combustible construction.

b. Installation of a house heating unit or other fuel burning appliance in a garage space is not permitted unless AGA approved, vented with a sealed combustion chamber, and installed in accordance with the manufacturer's instructions and the IRC and IMC.

c. Brick mailboxes and pedestals, the maximum footprint will be 2 x 4 x 5 and a maximum of two footprints per property.

d. A permit is required for all commercial and residential roofing work with the exception of any homeowner performing their own work shall not be required to have a permit, but a signed waiver will be required.

4. Chapter IV – Plumbing, Sewers, Water Distribution & Radon

a. Deletion of the Chicago Plumbing Code with standardization of the Illinois State Plumbing Code as required by the State. Note the State code will allow for plastic water supply lines.

5. Chapter V – Electrical

a. Qualified homeowners who can demonstrate their qualifications to perform such work to the satisfaction to the electrical inspector may obtain permits to perform electrical work on their own residences, excluding multifamily residence, with the acknowledgement of a waiver by the homeowner for the project file.

b. A detection device installed in laundry rooms and connected to the smoke detection systems.

c. All multiple electrical services to a single address shall have a single disconnect.

d. All electrical outlets are required to be arc fault outlets or arc fault breakers.

6. Chapter VII – Fire Prevention

a. Definition of High Rise Building – Section 702. Proposing to redefine the definition of a high-rise building from 75 feet to 55 feet above the lowest level of fire department vehicle access. If applicable, high-rise buildings will require stand-by power systems, pressurized stairwells, stairway communications and smoke proof exit enclosures.

b. Automatic Sprinkler Systems – Section 709.3

1) Opting out of the 2012 IRC requirement for new one & two family dwellings to be sprinkled and when street widths or access roads are less than

2) Section 709.4 Required fire pumps need an alternate power supply.

c. Required Fire Alarm Systems – Section 709.8. Approved fire alarm systems required for all commercial building in the Village of Tinley Park. At the point of a property, sale or change of use a fire alarm system approve by the Village of Tinley Park would be required.

d. Means of Egress – Section 710. Added a requirement for new residential

construction greater than four stories to have an approved back-up generator for emergency lighting, exit signs etc.

7. Chapter XIII – Permits and Inspection Fees
   a. Working cost plan check fees as follows:
      i. $100 - $1,500 from $10 to $50
      ii. $1,500 - $3,000 from $20 to $60
      iii. $3,000 - $18,000 from $40 to $70
      iv. $18,000 - $24,000 from $50 - $80
      v. $24,000 - $30,000 from $60 to $90
   b. Condo conversion fee from $25 to $50 per unit
   c. Fixture Openings from $5 to $10 / fixture
   d. Fire Suppression Sprinkler $15 to $50
   e. Tents from $15 to $50
   f. Adding in Hot Tubs & Generators at $50
   g. A permanent signbased on working cost and $25 per sign
   h. Electrical Service Fees from 100 amp to 400 amp increased by 50% from $60 to $450
   i. Residential Air, Heating & Hot Water System reduced from $50 to $25

As required by State Statute, the State of Illinois Capital Development Board will need to be advised of the proposed changes within the required thirty (30) day notice time period. Upon adoption of the amendment to the Comprehensive Building Codes, the effective date of these amendments will be July 1, 2016. These items have been discussed at the Building & Compliance committee meetings in January 26, 2016 and February 2, 2016.

At this time Trustee Younker presented an amended motion to recommend accepting the Comprehensive Building Code Amendments as presented with the one adjustment in Chapter II – Minimum Planning Requirements, Item b. to allow for TYPE 3 Construction for R-2 and R-3 Multi Family Residential Development. Mayor Seaman asked Trustee Vandenberg, who seconded the original Motion, if he agrees. Trustee Vandenberg agreed. Mayor Seaman asked if anyone cared to address the Board.

Trustee Pannitto noted that surrounding communities, such as, Frankfort and Orland Park, do not have TYPE 3 construction. He noted that he was informed that TYPE 3 construction is as safe as TYPE 1 and would like to see research showing the safety of TYPE 3 construction.

Trustee Younker noted several communities that have TYPE 3 construction, including Oak Lawn, Mokena, Arlington Heights, Wheaton, Lombard, and Downers Grove.

Vote by voice call. Trustee Pannitto voted Nay. Mayor Seaman declared the motion carried.

Motion was made by Trustee Younker, seconded by Trustee Pannitto, to **AWARD A CONTRACT WITH AIRY'S INC. FOR THE VARIABLE FREQUENCY DRIVE REPLACEMENT AT POST 1 IN AN AMOUNT NOT TO EXCEED $27,295.** The aging Variable Frequency Drives (VFD's) at the Village's Post 1 Station that pump potable water to our residents, were first installed in the late 1990's. The drives have in excess of 30k hours of service life and are approaching the recommended replacement age. The project scope included removal and replacement of one of the four drives at this location. The Village's potable water pump stations provide potable water to over 100,000 residents in the retail and wholesale service area. This project was advertised in accordance with State bidding laws and received two sealed bids. The bids were opened and read publicly on Tuesday, March 7, 2016, at 9:31 a.m. by the Deputy Clerk, with the Water & Sewer Superintendent present and received as follows:

CONTRACTOR	AS READ BID & CALCULATED
Airy's, Inc, Tinley Park, IL	**$27,295**
Core Mechanical, Inc., Chicago, IL	$27,250

As Airy's is a Tinley Park business, the Village has the right, in its sole discretion, to apply its local vendor preference policy/Ordinance. Under the terms of the Local Vendor Preference, the Village may award a contract to a Tinley Park vendor that has supplied the Village with a bid amount no more than five (5) percent above the apparent low bidder. Airy's bid amount of $27,295, is within the five (5) percent allowable difference. Airy's has also previously performed work for the Village and their performance has been determined to be acceptable to the Village. This item was discussed at the March 29, 2016, Public Works Committee meetng 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: Grady, Pannitto, Vandenberg, Younker. Nays: None. Absent: Maher. Mayor Seaman declared the motion carried.

Motion was made by Trustee Younker, seconded by Trustee Grady, to **ENTER INTO A HOLD HARMLESS AGREEMENT WITH ISAWWA FOR USE OF A WATER TRAILER.** The Village is a member of the Illinois Section of the American Water Works Association (ISAWWA), and as a member is eligible to host/borrow a portable drinking water trailer that is configured to provide potable water, via a connection from a fire hydrant, to hydrate our residents during events. The Village has a pending/tentative reservation to host the water trailer during the weekend of the Caribbean Block party, July 15-18, 2016, as well as National Night Out, which is to be held on August 2, 2016. One of the requirements to host the water trailer is that a Hold Harmless Agreement needs to be agreed to and signed by the Village, as well as providing a Certificate of Insurance Coverage to ISAWWA. The water trailer will be provided at no cost to the Village. The water trailer will also provide tips to residents and event attendees on water conservation and educational materials on water sources, treatment and distribution. This item was discussed at the March 29, 2016, Public Works Committee meeting and recommended for approval. 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 Grady, seconded by Trustee Younker, to adopt and place on file **ORDINANCE 2016-O-015 AMENDING TITLE XI, CHAPTER 112, SECTION 112.22 OF THE TINLEY PARK MUNICIPAL CODE – ADDITION OF TWO (2) CLASS E LIQUOR LICENSES.** The proposed Ordinance would increase the Class E Liquor Licenses by two (2). One of the respective licenses will be for Doody's Deli & Cafe, a restaurant and video gaming facility to be located 6800 West 183rd Street. The other license will be for Betty's Bistro, a restaurant and video gaming facility to be located at 15950 S. Harlem Avenue. Upon approval of this ordinance, the total number of Class E liquor licenses would be eleven (11). Mayor Seaman noted that this item was in its final adoption stage and asked if anyone cared to address the Board.

Trustee Vandenberg recommended that the number of Class E Liquor Licenses be capped to a certain amount in the Village for future gaming cafes. Mayor Seaman and Trustee Pannitto agreed.

Trustee Pannitto stated that he would like to hear presentations from each business seeking this type of license in order to provide assistance in placing businesses in buildings that have been vacant.

Mayor Seaman stated that in the past some businesses seeking this type of license have been taken off the table to force them to come before the Village Board.

Matt Coughlin stated his concerns with the location of these types of businesses and would like to see a master plan developed in this area.

Mayor Seaman stated that there is a requirement that these types of businesses be at least 2,000 square feet.

Brian Sord, owner of Park Hills Car Wash, stated that Video gaming helps businesses stay open.

A citizen stated her concerns that more of these types of businesses are on the east side of the Village.

Stephen Eberhardt suggested creating a Liquor Commission which includes Tinley Park Citizens to review this type of business.

Vote on roll call: Ayes: Grady, Vandenberg, Younker. Nays: Pannitto. Absent: Maher. Mayor Seaman declared the motion carried.

Motion was made by Trustee Grady, seconded by Trustee Pannitto, to **APPOINT KOZACKY, WEITZEL AND MCGRATH PC TO SERVE AS SPECIAL COUNSEL IN THE LAWSUIT REGARDING AMENDMENTS TO THE LEGACY CODE AND OTHER RELATED ITEMS.** The Village Board is considering Special Counsel to serve the Village in a recently filed lawsuit that alleges recent amendments to the Legacy Code were done inappropriately and the plaintiffs are seeking a temporary restraining order prohibiting the Village from enforcing the amendment. Mayor Seaman noted that this item was in its final adoption stage and asked if anyone cared to address the Board.

A concerned citizen asked which lawsuit these attorneys would be serving and stated her concerns about the cost of legal fees. Mayor Seaman noted that this is for the Stuckly verses the Village of Tinley Park and that this law firm has a specialty in this area.

A citizen stated his concerns about appointing this law firm.

Trustee Pannitto stated that the Village needs law firms with expertise in certain areas.

A citizen stated concerns about the funds spent and the number of attorneys the Village has representing the Village.

Vote on roll call: Ayes: Grady, Pannitto, Vandenberg, Younker. Nays: None. Absent: Maher. 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 Vandenberg stated that the Joint Plan Commission/Zoning Board of Appeals meeting scheduled for Thursday, April 21, 2016, is only a instructional commission meeting, no official business will take place by the Plan Commission or Zoning Board of Appeals. Secondly, Trustee Vandenberg clarify a comment made at the April 5, 2016, Village Board meeting. He noted that on May 5, 2015, the Village Board appointed department heads which was a recommendation of Mayor Zabrocki and the Village Manger. At that time, Trustee Vandenberg spoke with Mayor Zabrocki asking to postpone the Commission appointments which were done on September 15, 2015.

Trustee Pannitto stated he understands the concerns of the citizens in regards to the expenditure of funds on attorneys and noted that the Village needs attorneys who are skilled in certain areas of the law.

A concerned citizen asked if the previous administration got legal advice. Mayor Seaman stated that this litigation and the Board can not comment at this time.

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

A citizen stated her concerns about how the Buckeye Community Hope Foundation development is being handled.

Matt Coughlin noted that he had participated in the Citizens Advisory Panel that is looking into the Legacy Code. He noted that he would like to see a comprehensive plan for the Tinley Park Mental Health Center and Downtown areas and what the Board's vision is for the community.

Michael Paus asked if the Joint Plan Commission/Zoning Board of Appeals meeting on Thursday, April 21, 2016, would have public comment. Trustee Vandenberg stated yes there would be public comment. He stated his concerns about Trustee Grady's comments at the April 5, 2016, Village Board meeting.

Bob Soga stated his concerns about the number of liquor licenses and the number of police calls to these establishments that hold these licenses.

A citizen stated concerns about the number of law firms the Village has and concerns about hiring temps. Village Manager Niemeyer stated in the case of giving more responsibility to the Interim Community Development Director, aided in the Village not having to hire additional employees to replace three employees.

A citizen stated concerns about transparency in regards to the recycling program. Assistant Village Manager Steve Tilton presented an overview of the refuse contract from the early 1990's to present.

Mary Gritzenbach stated her concerns about the abandoned businesses on Oak Park Avenue.

Mike Glotz stated his concerns about the recycling contract and raises for Village employees.

A citizen stated concerns about the refuse contract and suggested the Board establish a citizen panel to review the investigation into the Reserve Development once the investigation is over.

A citizen stated concerns about employee settlement agreements.

A citizen asked if the Sheriff's Department had begun the investigation into the Reserve Development. Clerk Rea stated they have begun collecting the information needed.

Motion was made by Trustee Vandenberg, seconded by Trustee Grady, to adjourn the regular Board meeting. Vote by voice call. Mayor Seaman declared the motion carried and adjourned the regular Board meeting at 10:09 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:

David G. Seaman
Mayor

ATTEST:

Patrick E. Rea
Clerk