

Regular Meeting of the Board of Trustees - Minutes

**MINUTES OF THE REGULAR BOARD MEETING OF THE TRUSTEES,
VILLAGE OF TINLEY PARK, COOK AND WILL COUNTIES,
ILLINOIS, HELD SEPTEMBER 6, 2016**

The regular meeting of the Board of Trustees, Village of Tinley Park, Illinois, was held in the Council Chambers located in the Village Hall of Tinley Park, 16250 S. Oak Park Avenue, Tinley Park, IL on September 6, 2016. Mayor Seaman called this meeting to order at 8:00 p.m. and led the Board and audience in the Pledge of Allegiance.

At this time, Mayor Seaman called for a moment of silence in remembrance of former Trustee Heffernan.

Present and responding to roll call were the following:

Village Mayor:	David G. Seaman
Village Clerk:	Patrick E. Rea
Trustees:	Brian S. Maher T.J. Grady Michael J. Pannitto Jacob C. Vandenberg Brian H. Younker Kevin L. Suggs
Also Present:	
Village Manager:	David J. Niemeyer
Village Attorney:	Patrick Connelly
Village Engineer:	Jennifer S. Prinz

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

Motion was made by Trustee Younker, seconded by Trustee Vandenberg, to approve and place on file the minutes of the Regular Village Board meeting held on August 16, 2016, at 8:00 p.m. Vote by voice call. Mayor Seaman declared the motion carried. Mayor Seaman noted that a late Block Party application was received for September 10, 2016. He stated this application would be approved at the Village Board meeting held on September 20, 2016.

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 \$3,486,872.28 AS LISTED ON THE VENDOR BOARD APPROVAL REPORTS DATED AUGUST 5 AND AUGUST 12, 2016.

Regular Meeting of the Board of Trustees - Minutes

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

At this time, Mayor Seaman **PROCLAIMED SEPTEMBER 2016 “NATIONAL OVARIAN CANCER AWARENESS MONTH” IN THE VILLAGE OF TINLEY PARK.** September has been declared National Ovarian Cancer Awareness Month by the Ovarian Cancer National Alliance. Mary Stachnik of the Ovarian Cancer National Alliance made a presentation of the group’s efforts in bringing awareness to this disease.

Motion was made by Trustee Vandenberg, seconded by Trustee Younker, to place on first reading **ORDINANCE NUMBER 2016-O-056 GRANTING A VARIATION FOR A FENCE FOR CERTAIN PROPERTY LOCATED AT 6401 TERRACE DRIVE—SECTION V.B. SCHEDULE II (SCHEDULE OF DISTRICT REQUIREMENTS) — MARIO COVIC.** The petitioner, Mario Covic, seeks approval for a fifteen foot, six inch (15’6”) Variation from Section V.B. Schedule II (Schedule of District Requirements) where the front yard setback requirement is twenty-five feet (25’). This Variation would allow the petitioner to install a new four foot (4’) tall chain-link fence in alignment with the existing home at a nine foot, six inch (9’6”) setback on the east (Ridgeland Avenue) side of this corner lot at 6401 Terrace Drive in the R-4 (Single-Family Residential) Zoning District and within the Tinley Terrace Subdivision. The Zoning Board of Appeals held a Public Hearing on August 25, 2016, and after consideration of the Findings of Fact, voted unanimously in favor of recommending the requested Variation. Vote by voice call. Mayor Seaman declared the motion carried.

Motion was made by Trustee Grady, seconded by Trustee Maher, to place on first reading **ORDINANCE NUMBER 2016-O-054 AMENDING TITLE III OF THE TINLEY PARK VILLAGE CODE BY CREATING A NEW CHAPTER 43 ENTITLED “ELIGIBILITY PROCEDURE UNDER THE PUBLIC SAFETY EMPLOYEE BENEFITS ACT”.** Under state law, public safety employees can be eligible for health insurance benefits under the Public Safety Employee Benefits Act (PSEBA). It is recommended that the Village establish a policy to determine the eligibility of an employee for these benefits. The purpose of this Ordinance is to provide a fair and efficient method of determining the eligibility of an employee for the benefits enumerated under the PSEBA. All benefits provided public safety employees shall be consistent with PSEBA. The Village has identified its Blue Advantage HMO Plan as its basic group health plan. Vote by voice call. Mayor Seaman declared the motion carried.

Motion was made by Trustee Grady, seconded by Trustee Younker, to **ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH JACK CLANCY ASSOCIATES FOR THE FIRE CHIEF ASSESSMENT.** The Village recently hired Mercer and Associates to undertake a search for a new Fire Chief. In addition, the recommendation is to perform an Assessment Center for the top candidates. Jack Clancy Associates has undertaken several Assessment Centers for Fire Chiefs in the past. Mayor Seaman noted that this item was in its final adoption stage and asked if anyone cared to address the Board. Michael Paus voiced his concerns with hiring a consultant for this assessment. Michael Glotz asked if this item had been discussed by the Village Board previously. Trustee Maher stated it was discussed at the Public Safety Committee meeting held prior to this Board

Regular Meeting of the Board of Trustees - Minutes

meeting. Vote on roll call: Ayes: Maher, Grady, Vandenberg, Younker, Suggs. Nays: Pannitto. Absent: None. Mayor Seaman declared the motion carried.

Motion was made by Trustee Grady, seconded by Trustee Vandenberg, to waive first reading and adopt **ORDINANCE NUMBER 2016-O-055 ESTABLISHING MINIMUM REGULATIONS GOVERNING THE DESIGN, CONSTRUCTION, ALTERATION, ENLARGEMENT, EQUIPMENT, REPAIR, DEMOLITION, REMOVAL, CONVERSION, USE AND MAINTENANCE OF ALL BUILDINGS AND STRUCTURES; PROVIDING FOR THE ISSUANCE OF PERMITS, COLLECTION OF FEES, MAKING OF INSPECTIONS; PROVIDING PENALTIES FOR THE VIOLATION THEREOF FOR THE VILLAGE OF TINLEY PARK, COOK AND WILL COUNTIES, ILLINOIS.** Village Attorney Connelly stated that this item has been before the Board multiple times, including on a first reading that was approved at the August 16, 2016, Board meeting. After that meeting, we went back and reviewed the immediate preceding committee minutes and there was some confusion as to whether the item was actually recommended for approval at that time. Out of an abundance of caution, the item was placed back before the joint Public Safety and Building Committee meeting last week where recommendation for Board approval was properly given. In consultation with the Clerk's office, I felt that due to the somewhat uncertain procedural posture of this item, it was best to be overly cautious and stay with the spirit of the Committee structure and first reading system and place this item with a request to waive first reading. This is the substantively the same ordinance considered at your August 16, 2016, Village Board meeting and as approved by the Committee on August 30, 2016. The Tinley Park Comprehensive Building Code was last amended in 2007. The adoption of the proposed ordinance will update the Village's building codes to meet industry standards and market trends, as well as provide conformance with the 2012 International Code Council (ICC) Standards. Ordinance Number 2016-O-055 will include upgrades above and beyond the 2012 ICC standards and will identify deletions and amendments of the International Codes that reflect enhanced standards unique to Tinley Park. The following International, National and State Codes are recommended for adoption (along with appendices as noted) with amendments and deletions:

- International Building Code (2012)
- International Energy Conservation Code (2015)
- International Fire Code (2012), including Appendix B&D
- International Fuel Gas Code (2012), including Appendix A
- International Mechanical Code (2012)
- International Property Maintenance Code (2012)
- International Residential Code (2012), including Appendix F
- International Swimming Pool and Spa Code (2012)
- Illinois State Plumbing Code (2014)
- National Electrical Code (2011) (NFPA 70)
- National Fire Protection Association (03) (NFPA 101)
- 1997 Illinois Accessibility Act (IAA)

The Building Committee has met on several occasions to discuss the proposed amendments including a joint meeting with the Public Safety Committee on August 30, 2016, where a

Regular Meeting of the Board of Trustees - Minutes

recommendation for approval was made. Trustee Pannitto was not in attendance at the August 30, 2016, Joint Public Safety and Building Committee meeting. From this meeting 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: Maher, Grady, Vandenberg, Younker, Suggs. Nays: Pannitto. Absent: None. Mayor Seaman declared the motion carried.

Motion was made by Trustee Younker, seconded by Trustee Grady, to waive first reading and adopt **RESOLUTION NUMBER 2016-R-057 AUTHORIZING AN EMERGENCY EXPENDITURE IN RELATION TO THE REPAIR AND REHABILITATION OF THE VILLAGE'S UNDERGROUND FUEL STATION LOCATED AT THE PUBLIC WORKS GARAGE.** The Village of Tinley Park maintains a fueling station at the Public Works Garage for servicing its fleet of vehicles. On August 27th, we were alerted to the failure of one of the two unleaded gasoline underground storage tanks (UST) which has forced the shut down of that fuel station. The diesel fuel station is unaffected. Due to relatively quick responsive actions, the majority of the fuel from the failed underground storage tank was able to be extracted and minimized the environmental and public safety risks associated with the tank failure. It was essential to react quickly to this incident and initiate the necessary actions to address both the leak and the necessary repairs. The repairs necessitate the replacement of both unleaded fuel tanks due to their age and construction which also places the other tank at risk for a similar failure. It is also most efficient and economical to replace both tanks while excavating to remove and replace the damaged tank. The Village's UST consultant has located two suitable tanks for replacement at a delivered cost expected to be less than \$55,000. Tanks of the comparable size to our existing tanks are generally not maintained in inventory by manufacturers and are custom fabricated as orders are received. The manufacturing and delivery process would add approximately a 12 week (3 month) delay to the process of restoring the fuel station back into service. This extended delay can be avoided by the purchase of the existing tanks. This Resolution waives the competitive bidding requirements and authorizes the purchase of the available replacement tanks at a cost not to exceed \$55,000 and approves the emergency expenditures that are associated with addressing the tank failure, environmental cleanup, and other equipment and costs necessary for the restoration of the fuel depot. Sufficient funds are available in the FY 2017 Budget and the Capital Improvement and Replacement Fund reserves to cover the associated costs. Due to the necessity to address the tank failure and the purchase of the replacement tanks as quickly as possible, it is recommended that first reading be waived. Mayor Seaman noted that this item was in its final adoption stage and asked if anyone cared to address the Board. A resident stated their concerns regarding the transparency of this item. Both Mayor Seaman and Trustee Younker stated that this item was discussed at the Public Works Committee meeting held prior to the Board meeting. Vote on roll call: Ayes: Maher, Grady, Pannitto, Vandenberg, Younker, Suggs. Nays: None. Absent: None. 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.

Clerk Rea stated that both Cook and Will County are in need of election judges for the November election. Those interested can contact the counties for more information on becoming an election judge.

Police Chief Neubauer presented an overview of the damage done to the fountain at Zabrocki Plaza that happened over the Labor Day weekend.

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

Michael Paus stated his concerns of the Village's use of consultants.

Michael Stuckly asked who monitors the surveillance cameras at Zabrocki Plaza. Chief Neubauer stated that the Village 911 Center does this. Mr. Stuckley also stated concerns about security at the Oak Park Avenue Train Station.

Michael Glotz voiced his concerns about the use of Village vehicles and expenditures used by employees for transportation. He also asked for an update on the Village health insurance. Village Manager Niemeyer noted that this discussion is still in process. Mr. Glotz raised questions about the County Tax Appeal Seminar that will take place on September 7, 2016, at the Village Hall. Mayor Seaman noted that the County has been using this facility for the past few years to bring this seminar to Tinley Park citizens who find it helpful.

Jim Green stated concerns about Trustee Suggs discussion of The Reserve. Trustee Suggs had no comment.

Lucas Hawley stated his positive experience as an election judge and noted that the tax appeal seminar is helpful.

Eric Blair stated his concerns with Board members attendance at Executive Session meetings.

A citizen voice concerns about Trustee Suggs vote on the Professional Services Contract for fire chief assessment.

Steve Eberhardt voiced his concerns with the cost of use of the Tinley Park Convention Center for citizens and the Village.

A resident stated concerns about correspondence between the current and former Mayor regarding Buckeye.

Jim Doyle stated concerns about the costs of liquor licensing and concerns about the amusement tax.

Motion was made by Trustee Younker, seconded by Trustee Grady, at 8:55 p.m. to adjourn to Executive Session to discuss the following:

- A. THE PURCHASE OR LEASE OF REAL PROPERTY FOR THE USE OF THE PUBLIC BODY, INCLUDING MEETINGS HELD FOR THE PURPOSE OF DISCUSSING WHETHER A PARTICULAR PARCEL SHOULD BE ACQUIRED.

Regular Meeting of the Board of Trustees - Minutes

B. THE APPOINTMENT, EMPLOYMENT, COMPENSATION, DISCIPLINE, PERFORMANCE, OR DISMISSAL OF SPECIFIC EMPLOYEES OF THE PUBLIC BODY OR LEGAL COUNSEL FOR THE PUBLIC BODY, INCLUDING HEARING TESTIMONY ON A COMPLAINT LODGED AGAINST AN EMPLOYEE OF THE PUBLIC BODY OR AGAINST LEGAL COUNSEL FOR THE PUBLIC BODY TO DETERMINE ITS VALIDITY.

Vote on roll call: Ayes: Maher, Grady, Pannitto, Vandenberg, Younker, Suggs. Nays: None. Absent: None. Mayor Seaman declared the motion carried.

Motion was made by Trustee Pannitto, seconded by Trustee Vandenberg, to reconvene the regular Village Board meeting. Vote on roll call: Ayes: Maher, Grady, Pannitto, Vandenberg, Younker, Suggs. Nays: None. Absent: None. Mayor Seaman declared the motion carried and reconvened the regular Board meeting at 9:37 p.m.

Motion was made by Trustee Pannitto, seconded by Trustee Suggs, to adjourn the regular Board meeting. Vote by voice call. Mayor Seaman declared the motion carried and adjourned the regular Board meeting at 9:38 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