



# Village of Oak Park

123 Madison Street  
Oak Park, Illinois 60302  
www.oak-park.us

## Meeting Minutes

### President and Board of Trustees

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Monday, November 19, 2018

7:00 PM

Village Hall

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#### I. Call to Order

Village President Abu-Taleb called the Meeting to order at 7:01 P.M.

#### II. Roll Call

**Present:** 6 - Village Trustee Taglia, Village President Abu-Taleb, Village Trustee Tucker, Village Trustee Moroney, Village Trustee Boutet, and Village Trustee Andrews

**Absent:** 1 - Village Trustee Button

#### III. Consideration of Motion to Adjourn to Executive Session to Discuss Litigation and Collective Bargaining

It was moved by Village Trustee Boutet, seconded by Village Trustee Moroney, to enter into Executive Session pursuant to 5 ILCS 120/2(c)(11) - litigation and 5 ILCS 120/2(c)(2) - collective bargaining. The motion was approved. The roll call on the vote was as follows:

**AYES:** 6 - Village Trustee Taglia, Village President Abu-Taleb, Village Trustee Tucker, Village Trustee Moroney, Village Trustee Boutet, and Village Trustee Andrews

**NAYS:** 0

**ABSENT:** 1 - Village Trustee Button

#### V. Reconvene to Regular Meeting in Council Chambers and Call to Order

The Regular Meeting reconvened at 7:35 P.M.

#### VI. Roll Call

**Present:** 7 - Village Trustee Button, Village Trustee Taglia, Village President Abu-Taleb, Village Trustee Tucker, Village Trustee Moroney, Village Trustee Boutet, and Village Trustee Andrews

**Absent:** 0

#### VII. Agenda Approval

Village Trustee Boutet requested that Item Q be removed from the Consent Agenda.

It was moved by Village Trustee Boutet, seconded by Village Trustee Andrews, to approve the Agenda as amended. A voice vote was taken and the motion was approved.

#### VIII. Minutes

- A. [MOT 18-416](#) **Motion to Approve Minutes from the November 5, 2018 Regular Meeting and November 12, 2018 Special Meeting of the Village Board.**

It was moved by Village Trustee Tucker, seconded by Village Trustee Andrews, to approve the Minutes. A voice vote was taken and the motion was approved.

## IX. Non-Agenda Public Comment

Sheila Brennan-Johnson. Ms. Brennan-Johnson discussed empty storefronts in the Village. She suggested more research regarding recruitment of businesses prior to investing in the Madison Street road diet.

Chris Donovan. Mr. Donovan referenced an article regarding Oak Park getting out of the real estate business. He hoped that the new Board will stop utilizing the OPEDC and commented about their lack of transparency.

Jeanne Visteen. Ms. Visteen urged the Board not to approve the Madison Street road diet, as that is not the way to attract new businesses.

## X. Proclamation

There were no Proclamations.

## XI. Village Manager Reports

There was nothing to report.

## XII. Village Board Committees

There was nothing to report.

## XIII. Citizen Commission Vacancies

- B. [ID 18-1027](#) **Board and Commission Vacancy Report for November 19, 2018.**

There were no comments.

## XIV. Citizen Commission Appointments, Reappointments and Chair Appointments

There were no appointments or reappointments.

## XV. Second Reading

- C. [ORD 18-446](#) **Second Reading and Adoption of an Ordinance Establishing the Annual Building and Construction Permit Fees and the Zoning Application Fees of the Village of Oak Park**

Village Manager Pavlicek stated that the First Reading of this Item was on November 5. Staff has not made any changes.

Chief Building Official Steve Cutaia explained how rates were established; square footage and usage were prime considerations.

It was moved by Village Trustee Andrews, seconded by Village Trustee Tucker, that this Ordinance be adopted. The motion was approved. The roll call on the vote was as follows:

**AYES:** 7 - Village Trustee Button, Village Trustee Taglia, Village President Abu-Taleb, Village Trustee Tucker, Village Trustee Moroney, Village Trustee Boutet, and Village Trustee Andrews

**NAYS:** 0

**ABSENT:** 0

**D. [ORD 18-454](#) Second Reading and Adoption of An Ordinance Amending Chapter 20 ("Public Health"), Article 7 ("Garbage, Weeds and Littering") and Chapter 26 ("Water"), Article 2 ("Charges and Collections"), Section 26-2-2 ("Meter Charges") of the Oak Park Village Code Regarding Rates for Garbage, Refuse, Yard Waste and Recyclable Materials Collection Services**

Village Manager Pavlicek stated that this also was on the November 5 Agenda as a First Reading.

Director of Public Works John Wielebnicki explained the services included with the Waste Management contract. These include garbage, yard waste, leaf pick-up and the "At Your Door" program.

Village Trustee Boutet encouraged residents to compost and consider mulching leaves.

It was moved by Village Trustee Tucker, seconded by Village Trustee Andrews, that this Ordinance be adopted. The motion was approved. The roll call on the vote was as follows:

**AYES:** 7 - Village Trustee Button, Village Trustee Taglia, Village President Abu-Taleb, Village Trustee Tucker, Village Trustee Moroney, Village Trustee Boutet, and Village Trustee Andrews

**NAYS:** 0

**ABSENT:** 0

**XVI. Consent Agenda**

***Approval of the Consent Agenda***

It was moved by Village Trustee Andrews, seconded by Village Trustee Boutet to approve the items under the Consent Agenda. The motion was approved. The roll call on the vote was as follows:

**AYES:** 7 - Village Trustee Button, Village Trustee Taglia, Village President Abu-Taleb, Village Trustee Tucker, Village Trustee Moroney, Village Trustee Boutet, and Village Trustee Andrews

**NAYS:** 0

**ABSENT:** 0

**E. [ORD 18-447](#) An Ordinance Authorizing the Donation of Surplus Property Owned by the**

## Village of Oak Park

This Ordinance was adopted.

- F. [RES](#)  
[18-1024](#) A Resolution Authorizing the Submission of an Application with the Federal Emergency Management Agency for Assistance to Firefighters Grant for Replacing Self-Contained Breathing Units and Two Power Load Systems Including Cots in the Amount of \$34,657.60  
This Resolution was adopted.
- G. [RES](#)  
[18-1025](#) A Resolution Authorizing the Use of Motor Fuel Tax Funds for Maintenance of Streets in the Village of Oak Park for the 2018 Fiscal Year  
This Resolution was adopted.
- H. [RES](#)  
[18-1026](#) A Resolution Approving the Renewal of an Independent Contractor Agreement with Davis Tree Care and Landscape, Incorporated for Fiscal Year 2019 Parkway Tree Pruning Services in an Amount Not to Exceed \$300,000.00 and Authorizing its Execution  
This Resolution was adopted.
- I. [RES](#)  
[18-1029](#) A Resolution Approving the Renewal of an Independent Contractor Agreement with Davis Tree Care and Landscape, Incorporated for Fiscal Year 2019 Parkway Tree Removal Services in an Amount Not to Exceed \$150,000.00 and Authorizing its Execution  
This Resolution was adopted.
- J. [RES](#)  
[18-1030](#) A Resolution Approving the Renewal of an Independent Contractor Agreement with A & B Landscaping and Tree Service, Inc. for Fiscal Year 2019 Parkway Tree Removal Services in an Amount Not to Exceed \$150,000.00 and Authorizing its Execution  
This Resolution was adopted.
- K. [RES](#)  
[18-1031](#) A Resolution Approving the Renewal of an Independent Contractor Agreement with A & B Landscaping and Tree Service, Inc. for Fiscal Year 2019 Parkway Tree Stump Removal Services in an Amount Not to Exceed \$160,000.00 and Authorizing its Execution  
This Resolution was adopted.
- L. [RES](#)  
[18-1034](#) A Resolution Approving an Independent Contractor Agreement with Michels Corporation, for Project 18-10, Sewer Cleaning and Inspection in an Amount not to exceed \$82,990.95 and Authorizing its Execution  
This Resolution was adopted.

- M.**     [RES](#)  
          [18-1035](#)     A Resolution Approving a Professional Services Agreement with Terra Engineering, Ltd. for for Project 18-28, Water Service Database Modifications, in an Amount Not To Exceed \$50,000 and Authorizing its Execution  
  
          This Resolution was adopted.
- N.**     [RES](#)  
          [18-1039](#)     A Resolution Approving Temporary Construction Easements and Permanent Sidewalk Easements Necessary for the Lake Street Streetscape Project, Section 16-00264-00-PV, and Authorizing Execution of the Easements  
  
          This Resolution was adopted.
- O.**     [RES](#)  
          [18-1044](#)     A Resolution Authorizing the Execution of a Settlement Agreement in Workers' Compensation Case Number 2017 WC 08890  
  
          This Resolution was adopted.
- P.**     [RES](#)  
          [18-1045](#)     A Resolution Approving the Settlement of Cook County Circuit Court Case Number 2018 L 11582, Previously Known as Case Number 2007 L 7373  
  
          This Resolution was adopted.
- R.**     [MOT 18-405](#)   A Motion to Approve the Bills in the Amount of \$2,787,411.75 from October 25, 2018 through November 8, 2018 and October 2018 Payroll Expenditures in the Amount of \$2,478,736.48  
  
          This Motion was approved.
- S.**     [MOT 18-406](#)   A Motion to Approve the October 2018 Monthly Treasurer's Report for All Funds  
  
          This Motion was approved.
- T.**     [RES](#)  
          [18-1046](#)     A Resolution Authorizing the Execution of a Settlement Agreement in Workers' Compensation Case Numbers 2015 WC 20605 and 2016 WC 16402

## **XVII. Regular Agenda**

- Q.**     [RES](#)  
          [18-1050](#)     A Resolution Approving a Professional Services Agreement with FGM Architects, Inc., for a Space Needs Assessment for the Oak Park Police Department in an Amount Not to Exceed \$53,680 and Authorizing its Execution  
  
          Village Manager Pavlicek stated that the FY18 Capital Budget Building Improvement Fund includes \$200,000 for a space needs assessment for the police facility. A competitive RFP was issued earlier this year; ten responses were received and four were interviewed. Staff is recommending FGM Architects. The purpose of the request is to be able to come back to the Board, most likely in May, to provide a summary of current conditions for employees as well as residents and other visitors in the facility.

Village Trustee Andrews stated that current conditions do not represent the values of the Village and he would fully support moving forward.

Village Trustee Boutet would rather understand the costs before approving the project. Mr. Lee from FGM stated that the purpose of the study is to offer guidance and evaluate the needs of the Police Department.

Village Trustee Moroney referenced the current space and believes this is a necessity despite the expense. He suggested public tours so the community can understand the need.

Village President Abu-Taleb enthusiastically supports the project.

**It was moved by Village Trustee Andrews, seconded by Village Trustee Moroney, that this Resolution be adopted. The motion was approved. The roll call on the vote was as follows:**

**AYES:** 7 - Village Trustee Button, Village Trustee Taglia, Village President Abu-Taleb, Village Trustee Tucker, Village Trustee Moroney, Village Trustee Boutet, and Village Trustee Andrews

**NAYS:** 0

**ABSENT:** 0

**U. [ORD 18-441](#) Concur with the Zoning Board of Appeals' Recommendation and Adopt an Ordinance Granting a Special Use Permit to Operate a Day-Care Center at 408 S. Oak Park Avenue**

Village Manager Pavlicek noted that this Item was tabled from the November 5 Agenda in order to provide additional information to the Board.

Village Trustee Taglia commented that there are not many facilities of this type in Illinois. Mike Quinn, Chair of the Zoning Board of Appeals stated that this is the only one. It will allow for the unique opportunity for children and seniors to interact. Village Trustee Taglia expressed concern regarding the health impacts to both the children and adults.

Applicants Jamie and Pam responded to the concerns of Village Trustee Taglia. At the request of the Oak Park Arms, all children will be up to date with vaccinations and have a flu shot to prevent spread of disease. In addition, if there is a rare flu outbreak at the Oak Park Arms, the preschool would be closed. The social and emotional benefits to the seniors and the children outweigh the risks of contracting the flu.

Village Trustee Button asked questions regarding measures to keep children safe from adults entering the Oak Park Arms. Jamie commented that all residents undergo a background check. She also described the layout of the facility and where parents drop off their children. Seniors will interact with the children on a volunteer basis.

Trustee Andrews applauded the concept and believes it will be good for all.

Village Trustee Boutet also commented on the social and emotional benefits of the project.

**It was moved by Village Trustee Andrews, seconded by Village Trustee Boutet, that this Ordinance be adopted. The motion was approved. The roll call on the vote was as follows:**

**AYES:** 7 - Village Trustee Button, Village Trustee Taglia, Village President Abu-Taleb, Village Trustee Tucker, Village Trustee Moroney, Village Trustee Boutet, and Village Trustee Andrews

**NAYS:** 0

**ABSENT:** 0

**V. [MOT 18-413](#) A Motion to Designate Orson and Keri Morrison as the New Preferred Developers of the Village Owned Property at 6641-43 North Ave. Oak Park, Illinois as Recommended by the Oak Park Economic Development Corporation (Oak Park EDC) and Direct Staff to Negotiate a Redevelopment Agreement**

Village Trustee Andrews recused himself from the discussion.

Village Manager Pavlicek described the previous structure on the Village-owned property, which has been demolished. Subject to approval, a final Redevelopment Agreement will be negotiated with the purchasers.

Chris Donovan. Mr. Donovan fully supports the doctor's office opening at the location. He asked what happened to the cider house, the previous preferred developer.

Christian Harris, representing the North Avenue Business District. Mr. Harris read a statement from the NABD regarding revitalizing North Avenue. He urged the Board to approve the developers.

John Lynch of the OPEDC summarized the history of the project and explained the circumstances resulting in the withdrawal of the cider brewery. He discussed the benefits of Dr. Morrison's office for the property and their need for parking.

Village Trustee Boutet asked if the developer would consider allowing overnight parking in the lot if there is a need. The applicant, Dr. Morrison, stated that they would entertain that issue.

Dr. Morrison discussed his concept of utilizing the upper floors and renting out the first floor. He explained the need for parking, as he does not want to burden the surrounding neighborhood with that. He spoke about beautification of the parking lot and adding to the revitalization of the business district.

Village Trustee Moroney spoke about the reality of what the market will bring. Although not as exciting as a cider brewery, this responds to a need in the community.

Village Trustee Taglia commented that it is unfortunate that the cider brewery did not work out. However, he supports this project.

Village President Abu-Taleb commented that the Magic Foundation is currently off the tax roll. He would like that back on the tax roll as part of the Redevelopment Agreement.

**It was moved by Village Trustee Tucker, seconded by Village Trustee Button, that this Motion be approved. The motion was approved. The roll call on the vote was as follows:**

**AYES:** 6 - Village Trustee Button, Village Trustee Taglia, Village President Abu-Taleb, Village Trustee Tucker, Village Trustee Moroney, and Village Trustee Boutet

NAYS: 0

ABSENT: 0

ABSTAINED: 1 - Village Trustee Andrews

**W. [ORD 18-445](#) An Ordinance Amending Chapter 11 (“Gambling”), Article 1 (“General Provisions”) of the Oak Park Village Code to Add a New Section 11-1-6 (“Electronic Sweepstakes Machines Prohibited”)**

Village Manager Pavlicek stated that since 2009 the Village has prohibited all forms of video gaming. It was brought to staff’s attention that this type of electronic machine has been proposed or installed in neighboring communities. Staff is recommending that the Board adopt this ordinance to prevent any unintended consequences.

Alex Yates. Mr. Yates spoke in opposition of the Madison Street road diet and the lack of information available. He suggested looking at closing a lane and run data prior to construction.

Judith Alexander, representing the North Avenue Business District. Ms. Alexander stated that her organization strongly supports this ordinance and discussed how electronic sweepstake machines operate.

Village Trustees Tucker and Boutet thanked staff for their work on this Item.

Village Attorney Stephanides responded to questions regarding ordinance language to ensure the intent is secure.

Village Trustee Button supported the language provided.

Village Trustees Taglia and Andrews thanked Ms. Alexander and staff for their proactive protection of the Village related to prevention of gambling.

**It was moved by Village Trustee Tucker, seconded by Village Trustee Button, that this Ordinance be adopted. The motion was approved. The roll call on the vote was as follows:**

**AYES:** 7 - Village Trustee Button, Village Trustee Taglia, Village President Abu-Taleb, Village Trustee Tucker, Village Trustee Moroney, Village Trustee Boutet, and Village Trustee Andrews

**NAYS:** 0

**ABSENT:** 0

**XVIII. Regular Agenda for Items Pursuant to Village Code Chapter 3 Alcoholic Liquor Dealers or Related (President Pro-Tem Trustee Button)**

Village President Abu-Taleb recused himself from the Meeting and the following Item was presided over by Village President Pro Tem and Local Liquor Control Commissioner Button.

**X. [MOT 18-417](#) Motion to Consent to Local Liquor Control Commissioner Andrea Button’s Liquor Control Review Board Appointment: Todd Kuna, Appoint as Member**

**It was moved by Village Trustee Andrews, seconded by Village Trustee Tucker, that this Motion be approved. The motion was approved. The roll call on the vote was as follows:**

**AYES:** 6 - Village Trustee Button, Village Trustee Taglia, Village Trustee Tucker, Village Trustee Moroney, Village Trustee Boutet, and Village Trustee Andrews

**NAYS:** 0

**ABSENT:** 0

**ABSTAINED:** 1 - Village President Abu-Taleb

### **XIX. Call to Board and Clerk**

Village Clerk Scaman stated that early voting was very successful.

Village Trustess Taglia and Boutet wished all a happy Thanksgiving.

### **XX. Adjourn**

**It was moved by Village Trustee Andrews, seconded by Village Trustee Boutet, to adjourn. A voice vote was taken and the motion was approved. Meeting adjourned at 8:44 P.M., Monday, November 19, 2018.**

**Respectfully Submitted,**

**MaryAnn Schoenneman  
Deputy Village Clerk**