



# 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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Tuesday, January 17, 2017

6:30 PM

Village Hall

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#### I. Call to Order

Village President Pro Tem Tucker called the Meeting to order at 6:31 P.M.

#### II. Roll Call

**Present:** Village Trustee Button Ott, Village Trustee Lueck, Village Trustee Brewer, Village Trustee Barber, Village Trustee Tucker

**Absent:** Village Trustee Salzman, and Village President Abu-Taleb

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

It was moved by Village Trustee Brewer, seconded by Village Trustee Barber, to enter into Executive Session pursuant to 5 ILCS 120/2(c)(11) - litigation. A voice vote was taken and the motion was approved.

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

The Regular Meeting reconvened at 7:30 P.M.

#### VI. Roll Call

**Present:** Village Trustee Salzman, Village Trustee Button Ott, Village Trustee Lueck, Village Trustee Brewer, Village Trustee Barber Village Trustee Tucker

**Absent:** Village President Abu-Taleb

#### VII. Agenda Approval

It was moved by Village Trustee Salzman, seconded by Village Trustee Brewer, to approve the Agenda. A voice vote was taken and the motion was approved.

#### VIII. Minutes

- A. [MOT 17-139](#) Motion to Approve Minutes from November 30, 2016 of the Joint Board Meeting and December 5, 2016 Regular Meeting of the Village Board.

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

#### IX. Non-Agenda Public Comment

Chris Donovan. Mr. Donovan discussed the Madison Street Coalition and the proposed bend in the Madison Street Road Diet. He presented a petition circulated to residents and businesses owners requesting that further implementation of development on Madison Street be deferred until a formal evaluation of public support is implemented in

accordance with the Village's Complete Streets Policy.

Marty Bernstein. Mr. Bernstein discussed a FOIA request regarding the RFP for the Madison Street - Oak Park Avenue project.

Peggy McGrath, representing Go Green Oak Park. Ms. McGrath discussed adoption of a resolution in favor of Home Rule regarding the use of pesticides as well as the efforts of her organization.

Monica Sheehan. Ms. Sheehan spoke about her attempts to contact Village officials regarding the elevator in the community high school garage, which has been out of order for four months. She noted that the Village should have a schedule of routine maintenance and repairs of the garages.

## **X. Proclamation**

There were no Proclamations.

## **XI. Village Manager Reports**

### **B. [ID 17-389](#) Review of the Village Board Meeting Calendars for January and February 2017**

Village Manager Pavlicek referred to the Meeting Calendars for the remainder of January and for February and asked the Board to advise her of any conflicts.

President Pro Tem Tucker noted that next Monday's Special Meeting is primarily for a discussion on parking.

## **XII. Village Board Committees**

There was nothing to report.

## **XIII. Citizen Commission Vacancies**

There were no comments.

### **C. [ID 17-388](#) Board and Commission Vacancy Report for January 17, 2017.**

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

### **D. [MOT 17-140](#) Motion to consent to the Village President's Appointment of: Community Relations Commission - Joyce Wesolowski, Appoint as Member Housing Programs Advisory Committee - Nicholas Reise, Appoint as Member**

It was moved by Village Trustee Button Ott, seconded by Village Trustee Barber, that this Motion be approved. A voice vote was taken and the motion was approved.

## **XV. Consent Agenda**

### ***Approval of the Consent Agenda***

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

**AYES:** 6 - Village Trustee Salzman, Village Trustee Button Ott, Village Trustee Lueck, Village Trustee Brewer, Village Trustee Barber, and Village Trustee Tucker

**NAYS:** 0

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

- E.**     [RES 17-412](#)     A Resolution Approving a Professional Services Agreement with Leading Healthy Futures, Inc. to Conduct a Community Needs Assessment for the Village's Health Department in an Amount not to Exceed \$30,000.00 and Authorizing its Execution  
  
This Resolution was adopted.
- F.**     [RES 17-413](#)     A Resolution for Construction on State Highways  
  
This Resolution was adopted.
- G.**     [ORD 17-169](#)     An Ordinance Approving a Highway Authority Agreement and an Environmental Indemnity Agreement between Sang Jin Cleaners Corp. Doing Business as New Poly Cleaners and the Village of Oak Park for the Property Located at 600 Madison Street and Authorizing their Execution  
  
This Ordinance was adopted.
- H.**     [RES 17-415](#)     A Resolution Approving a Contingent Fee Professional Services Agreement Between the Village of Oak Park and Azavar Government Solutions and Authorizing Its Execution  
  
This Resolution was adopted.
- I.**     [RES 17-416](#)     A Resolution Approving the Renewal of a Professional Services Agreement for Auditing Services with Sikich LLP for Optional Audit Year 2016 in an Amount not to Exceed \$63,378  
  
This Resolution was adopted.
- J.**     [RES 17-438](#)     A Resolution Authorizing a Change Order for the Professional Services Agreement for Auditing Services with Sikich LLP for the Completed Fiscal Year 2015 Audit for an Additional \$5,250  
  
This Resolution was adopted.
- K.**     [RES 17-417](#)     A Resolution Approving the Renewal of the Independent Contractor Agreement with A&B Landscaping and Tree Service, Inc. for the 2017 Parkway Tree Stump Removal Program in an Amount not to Exceed \$120,000.00

This Resolution was adopted.

- L.     [RES 17-420](#)     A Resolution Approving an Agreement for Bailiff Services with Joseph Giammona for a One-Year Period and Authorizing its Execution.  
This Resolution was adopted.
- M.     [RES 17-421](#)     A Resolution Approving an agreement for Bailiff Services with Edward Polfus for a One-Year Period and authorizing its execution.  
This Resolution was adopted.
- N.     [RES 17-429](#)     A Resolution Approving a Professional Services Agreement with Darlene Redmond to Act as an Administrative Law Judge for the Village of Oak Park for a One Year Period and Authorizing its Execution  
This Resolution was adopted.
- O.     [RES 17-431](#)     A Resolution Approving a Professional Services Agreement with Susan Davis Brunner to Act as an Administrative Law Judge for the Village of Oak Park for a One-Year Period and Authorizing its Execution  
This Resolution was adopted.
- P.     [RES 17-432](#)     A Resolution Approving a Professional Services Agreement with John Stack to act as an Administrative Law Judge for the Village of Oak Park for a One-Year Period and Authorizing its Execution  
  
This Resolution was adopted.
- Q.     [RES 17-433](#)     A Resolution Approving a Professional Services Agreement with Carrie B. Washington to Act as an Administrative Law Judge for the Village of Oak Park for a One Year Period and Authorizing its Execution  
  
Overview  
This Resolution was adopted.
- R.     [RES 17-428](#)     A Resolution Approving a Settlement Agreement and Release between the Village of Oak Park and The Write People, Ltd., d/b/a The Write Inn, and Authorizing its Execution  
This Resolution was adopted.
- S.     [RES 17-424](#)     A Resolution Authorizing a Change Order to the Contractual Services Agreement between CityView, a Division of N. Harris Computer Corporation, and the Village of Oak Park, to Provide a New Software Solution for the Village's Permitting, Licensing and Inspection Services for an Additional \$21,252

This Resolution was adopted.

- T.      [RES 17-434](#)      A Resolution Approving a Professional Services Agreement with Wight & Company for 2017 Architectural Design Consultant Services in an Amount Not to Exceed \$25,000.00 and Authorizing its Execution

This Resolution was adopted.

- U.      [RES 17-436](#)      A Resolution Approving an Amendment to the Professional Services Agreement with Thomas Engineering Group LLC for Engineering Services for the Design of the Lake Street Streetscape, Resurfacing, and Utility Improvement Projects for an Additional \$117,560 and Authorizing its Execution

This Resolution was adopted.

- V.      [RES 17-437](#)      A Resolution Approving an Amendment to the Professional Services Agreement with The Lakota Group, Inc., for Phase 1 Landscape Architecture and Planning Services for the Lake Street Streetscape Project for an additional \$24,780 and Authorizing its Execution

This Resolution was adopted.

- W.      [RES 17-440](#)      A Resolution Approving an Independent Contractor Agreement with Pentegra Systems, LLC for the Village of Oak Park's Video Security and Access Control Project in an Amount not to Exceed \$815,000.00 and Authorizing its Execution

This Resolution was adopted.

- X.      [RES 17-441](#)      A Resolution Approving an Amendment to the Project Budget for the Construction of the Public Portion of the Parking Garage at 150 Forest Avenue and the Use of Owner Contingency for Interest Costs for the Financing of the Project in the Amount of \$30,000.00

This Resolution was adopted.

- Y.      [RES 17-443](#)      A Resolution Approving a Supplemental Statement of Work to the Consultant Services Agreement with Municipal GIS Partners, Incorporated in an Amount Not to Exceed \$93,874 for New Services in 2017 and Authorizing its Execution

This Resolution was adopted.

- Z.      [MOT 17-138](#)      A Motion to Approve the Monthly Treasurer's Report for All Funds

This Motion was approved.

- AA.     [MOT 17-137](#)      Motion to Approve the Bills in the Amount of \$4,847,591.85 from November 30, 2016 through January 3, 2017

This Motion was approved.

## XVI. Regular Agenda

**AB. [ORD 17-172](#) Discussion and Consideration of an ordinance amending Chapter 13 ("Human Rights") of the Oak Park Village Code by Adding a new Article 7 ("Welcoming Village").**

Village Manager Pavlicek stated that staff and Village President Abu-Taleb were contacted by residents regarding the issue of a Welcoming Village. Staff reviewed ordinances adopted in Chicago and Evanston and, because of the timeliness of this matter, wanted to bring this forward in order for the Board to have an opportunity to hear public comments this evening. The draft ordinance is in line with what staff saw in the Chicago and Evanston ordinances and it is deferred to the Board whether to act on this tonight. She added that a Welcoming Village ordinance entails making sure that any information collected by employees in their day-to-day service only pertains to the matter before them and is not based on immigration status.

Village Pro Tem Tucker added that the draft ordinance is posted with the agenda on the Village website and the Board has received a lot of comment on it.

Monry Ruiz Velasco, representing the West Suburban Action Project. Ms. Velasco, an immigration law attorney, presented a letter of support from the Community Relations Commission. She would like to see Oak Park pass the strongest ordinance possible and be a role model for other communities. The draft ordinance, however, contains language for collaboration with Immigration and Custom Enforcement (ICE) and various loopholes that need to be addressed. She noted that Cook County has an ordinance that is more protective and inclusive than what is being proposed today and should be the model to use for Oak Park.

Caren Van Slyke, representing Committee For a Just Peace in Israel and Palestine. Ms. Van Slyke discussed Islamophobia and noted that this needed to be addressed in the ordinance. It is imperative that Village government and police not cooperate with any type of mass deportation scheme.

Anthony Clark, representing Suburban Unity Alliance. Mr. Clark spoke in support of making Oak Park a Welcoming Village and discussed the importance of getting the ordinance right the first time.

Jim Bloyd. Mr. Bloyd expressed agreement with the previous speakers. He stated that Section D should be removed from the proposed ordinance and urged the Board to vote for an ordinance that prohibits the Village of Oak Park from collaborating in any way with the mass deportation activities threatened with the incoming administration. He also described how deportation affects one's children and health.

Rev. Colleen Vahey, representing Unity Temple Unitarian Universalist Congregation. Rev. Vahey commented that their beliefs call for them to act with justice, equity and compassion for all in the community. The Village has the opportunity to pass an ordinance that stands in solidarity with the most vulnerable in society and provide an example to neighboring communities. She asked the Board to support a strong Welcoming Village ordinance that provides full protection and assures safety and legal rights for all.

Liz Figueroa-Serrano, representing Sarah's Inn. Ms. Figueroa-Serrano stated that the fear of deportation has always been one of the biggest barriers as to why victims of domestic

violence do not call law enforcement when needed. Children already separated from one parent fear losing both parents due to deportation. She urged the Board to pass a strong ordinance that ensures protection not collaboration.

Diana Galvez. Ms. Galvez and her family migrated from Mexico to Oak Park 19 years ago. She discussed their fear of being detained as they traveled. She has since become a U.S. citizen but others in her family have not and still experience the same fear. Oak Park must pass a protective and inclusive ordinance that would prohibit the Village from cooperating with ICE.

Zemir Magalhaes. Mr. Magalhaes, an immigrant from Brazil, spoke about how he met his husband and their anxiety over his possible deportation. They moved to Brazil seeking safety they did not have in the U.S. but returned when the U.S. Supreme Court legalized same sex marriage. He discussed the anxiety they are now experiencing due to talk against same sex marriage during the recent election cycle. With this ordinance, Oak Park has the chance to take another step towards living up to its reputation and being a fully welcoming and safe place for all residents.

Ben Weinberg. Mr. Weinberg, an attorney with a firm that does pro bono work for immigrants, stated that he cannot stress how important it is to have a strong Village welcoming law that includes protection, not collaboration. He discussed why his parents, then he and his wife, chose Oak Park as their home and supports a Welcoming Village ordinance. As a child of immigrants, he spoke about how his family has seen what happens when the government labels groups of people.

Tom Broderick. Mr. Broderick discussed circulation of a petition to make Illinois a Welcoming State.

Village Trustee Button Ott thanked all for their comments and for coming to the meeting, adding that this is the spirit of Oak Park. She asked why Section D was drafted. Village Manager Pavlicek noted that as a unit of government in the state of Illinois, they have to follow certain requirements, primarily in terms of law enforcement. For example, for police officers to collaborate with Federal officials on criminal warrants. And while staff respects the concerns regarding not collaborating with Federal authorities, there are times when the Village is put in the position of protecting local residents. Those responsibilities may conflict with the desire of this conversation. In order to get to the point that everyone aspires to be, more thought and research on the part of staff needs to be done and something more structured will be presented back to the Board.

Village Trustee Lueck commented that it would be helpful to have a clear description of exactly what the issues are that would put the Village in conflict with the proposed new language versus what currently exists in Section D.

Village Trustee Salzman agreed that the ordinance needed to be tweaked. He stated that the Cook County ordinance referred to earlier was put into place after a Federal court ruling in Indiana that said ICE detainer warrants are not mandatory for states and local units of government. He asked that the Village Attorney and staff confirm that.

Village Trustee Barber thanked all for coming. He spoke about his daughter, who teaches at a charter school in Boston where most of the children have immigrant parents, many of whom are most likely undocumented. She expressed concern that after the election, these young children were fearful about whether their family members would be able to stay in this country. He is in support of the strongest ordinance possible to help defend the immigrants in the community and expressed curiosity about Cook County's or even

stronger examples they can follow.

Village Trustee Brewer thanked everyone for attending. He was in favor of passing the best ordinance possible. He noted that there is specific language in the Cook County ordinance making it clear that Section D would not apply to the County ordinance. He asked that during the review and write up of the ordinance to address why the Village feels that D is not necessary and why D would cause more harm than good. He also suggested having something available on the website for residents to add their input.

Village Trustee Button Ott encouraged staff to utilize local resources in the community, including legal and policy experts on this issue, in drafting the ordinance.

President Pro Tem Tucker expressed concern regarding the incoming administration and discussed Oak Park's commitment to diversity. He looks forward to the next draft of this ordinance.

**AC.     [ORD 17-166](#)     **An Ordinance Declaring Surplus Revenue in the Village of Oak Park  
Downtown Tax Increment Finance District Special Tax Allocation Fund for  
the 2015 Tax Year and Authorizing the Payment of that Surplus Revenue to  
the Cook County Treasurer for Distribution to Affected Tax Districts on a  
Pro-Rata Basis****

Village Manager Pavlicek stated that this ordinance is in conformance with the settlement agreement with School Districts 200 and 97 in regards to the Downtown TIF. She added that the Chief Financial Officer for the Village has been working well with the Business Administrators for the two school districts and approximately \$5.8 million in TIF increments will be redistributed to the taxing bodies for tax year 2015, collected in 2016.

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

**AYES:**    6 -    Village Trustee Salzman, Village Trustee Button Ott, Village Trustee Lueck, Village Trustee Brewer, Village Trustee Barber, and Village Trustee Tucker

**NAYS:**    0

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

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

Village Trustee Powell spoke about her term on the Community Relations Commission in the mid '80's when the issue of Sanctuary Villages came before them. At that time, they recommended this to the Board and noted that the Village is in a much better position to adopt this now with the help of those present tonight.

Village Trustee Button Ott again thanked those who were in attendance tonight.

Village Trustee Brewer announced that IDOT is holding two public hearings on the I-290 Draft Environmental Impact Statement; January 25 at the Proviso Math and Science Academy, 8601 Roosevelt Road, Forest Park and January 26 at the Marriott , 625 S. Ashland in Chicago. Both hearings begin at 5:30 P.M. and are ADA accessible.

## **XVIII. Adjourn**

**It was moved by Village Trustee Barber, seconded by Village Trustee Brewer, to**



adjourn. A voice vote was taken and the motion was approved. Meeting adjourned at 8:40 P.M., Tuesday, January 17, 2017.

Respectfully Submitted,

MaryAnn Schoenneman  
Deputy Village Clerk