



Village of Oak Park

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

Meeting Minutes

President and Board of Trustees

Tuesday, February 21, 2017

6:15 PM

Village Hall

I. Call to Order

Village President Abu-Taleb called the Meeting to order at 6:15 P.M.

II. Roll Call

Present: 4 - Village Trustee Salzman, Village President Abu-Taleb, Village Trustee Barber, and Village Trustee Tucker

Absent: 3 - Village Trustee Button Ott, Village Trustee Lueck, and Village Trustee Brewer

III. Consideration of Motion to Adjourn to Executive Session to Discuss Litigation, Sale or Lease of Property, Appointment, Employment, Compensation, Discipline, Performance, or Dismissal of Specific Employees of the Public Body.

It was moved by Village Trustee Tucker, seconded by Village Trustee Barber, to enter into Executive Session pursuant to 5 ILCS 120/2(c)(11) - litigation; 5 ILCS 120/2(c)(5) - sale or lease of property and 5 ILCS 120/2(c)(1) - appointment, employment, compensation, discipline, performance or dismissal of specific employees of the Public Body. The motion was approved. The roll call on the vote was as follows:

AYES: 4 - Village Trustee Salzman, Village President Abu-Taleb, Village Trustee Barber, and Village Trustee Tucker

NAYS: 0

ABSENT: 3 - Village Trustee Button Ott, Village Trustee Lueck, and Village Trustee Brewer

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: 6 - Village Trustee Salzman, Village President Abu-Taleb, Village Trustee Button Ott, Village Trustee Brewer, Village Trustee Barber, and Village Trustee Tucker

Absent: 1 - Village Trustee Lueck

VII. Agenda Approval

Village Manager Pavlicek commented that Items O and Q have been moved from the Consent Agenda to the Regular Agenda.

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

approved.

VIII. Minutes

- A. [MOT 17-154](#) Motion to Approve Minutes from February 6, 2017 Regular Meeting of the Village Board.

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

IX. Non-Agenda Public Comment

Chris Donovan. Mr. Donovan distributed and discussed information related to Madison Street, the Madison Street Coalition and the Complete Streets policy.

Village President Abu-Taleb indicated dates that the Village Board met publicly regarding those topics.

Mc Louis Robinet. Mr. Robinet announced that this Saturday there will be a public celebration at Ridgeland Commons regarding installation of a solar power system on the roof of the ice rink.

Vanessa Izar-McFadden. Ms. Izar-McFadden spoke in support of the Harrison Street alley vacation.

X. Village Manager Reports

- B. [ID 17-428](#) Motion to Approve Proclamation for Mayor's Monarch Pledge Day on February 21, 2017

Village President Abu-Taleb read the Proclamation aloud.

It was moved by Village Trustee Tucker, seconded by Village Trustee Brewer, that this Proclamation be adopted. A voice vote was taken and the motion was approved.

XI. Village Board Committees

XII. Citizen Commission Vacancies

- C. [ID 17-425](#) Board and Commission Vacancy Report for February 21, 2017.

There were no comments.

XIII. Citizen Commission Appointments, Reappointments and Chair Appointments

- D. [MOT 17-155](#) Motion to consent to the Appointment of:
Citizen Police Oversight Committee - James Downing, Appoint as Member
Citizen Police Oversight Committee - Robert Pickrell, Appoint as Member
Disability Access Commission - Amy O'Rourke, Appoint as Member
Environment & Energy Commission - Scott Friesen, Appoint as Member

Farmers Market Commission - Laura Lencioni, Appoint as Member

Historic Preservation Commission - Darrick Gurski, Appoint as Member

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

- E. [MOT 17-144](#) Motion to consent to the Village President's appointments of Paul Neumann and Meghan Egan to the Oak Park Area Arts Council Board of Directors.

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

XIV. Consent Agenda

Approval of the Consent Agenda

It was moved by Village Trustee Tucker and 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 President Abu-Taleb, Village Trustee Button Ott, Village Trustee Brewer, Village Trustee Barber, and Village Trustee Tucker

NAYS: 0

ABSENT: 1 - Village Trustee Lueck

- F. [ORD 17-173](#) Concur with the Plan Commission's Recommendation and Adopt an Ordinance Authorizing the Vacation of a Certain Portion of an Alley Abutting Harrison Street Between 211 and 213 Harrison Street in the Village of Oak Park, Cook County, Illinois

This Ordinance was adopted.

- G. [ORD 17-183](#) An Ordinance Authorizing Sixty-Seven (67) Additional On-Street Overnight Permit Parking Spaces, Establishing a New Lot 119 with Eight (8) Permit Parking Spaces on Pleasant Place, and Standardizing Permit Parking Hours to 11:00 p.m. to 6:00 a.m. in the Y2, Y3, Y4 On-Street Overnight Permit Parking Zones as Reviewed at the January 23, 2017 Special Meeting.

This Ordinance was adopted.

- H. [RES 17-469](#) A Resolution Approving a Purchase Price Agreement with Gallagher Materials Corp. of Thornton, Illinois for Unique Paving Material High Performance Cold Patch Asphalt in an Amount not to Exceed \$35,000.00 in Fiscal Year 2017 and Authorizing its Execution.

This Resolution was adopted.

- I. [RES 17-470](#) A Resolution Approving an Independent Contractor Agreement with McAdam Landscaping, Inc. in an Amount not To Exceed \$75,729.00 for the 2017 Business District Landscape Maintenance Program and Authorizing Its Execution
This Resolution was adopted.
- J. [RES 17-471](#) A Resolution Approving an Independent Contractor Agreement with City Escape Garden & Design LLC in an Amount not to Exceed \$60,000.00 for the 2017 Container Planting Installation and Maintenance Program and Authorizing Its Execution
This Resolution was adopted.
- K. [RES 17-472](#) A Resolution Approving an Independent Contractor Agreement with City Escape Garden & Design LLC in an Amount not to Exceed \$150,000.00 for the 2017 Regular Landscape Maintenance Program and Authorizing Its Execution
This Resolution was adopted.
- L. [RES 17-477](#) A Resolution Approving the Purchase of Two 2017 Ford F550 XL Dump Trucks with Plows in an Amount not to Exceed \$189,074 from Currie Motors of Frankfort, Illinois through the Suburban Purchasing Cooperative (SPC) Joint Purchasing Program and Waiving the Village's Bid Process for the Purchase
This Resolution was adopted.
- M. [RES 17-479](#) A Resolution Approving an Independent Contractor Agreement with Forward Space, LLC, d/b/a/ Office Concepts, for the Purchase and Installation of Carpet, Certain New Furniture and Related Coordination and Design Services for Village Hall in an Amount not to exceed \$150,000.00 and Authorizing its Execution
This Resolution was adopted.
- N. [RES 17-480](#) A Resolution Authorizing the Execution of a Settlement Agreement in Workers' Compensation Case No. 12 WC 025748
This Resolution was adopted.
- P. [ORD 17-181](#) An Ordinance Authorizing the Sale of Surplus Vehicles, Equipment and Furniture Owned by the Village of Oak Park
This Ordinance was adopted.

XV. Regular Agenda for Items Pursuant to Village Code Chapter 2 Alcoholic Liquor Dealers or Related (President Pro-Tem Trustee Salzman)

Village President Abu-Taleb and Village Trustee Brewer recused themselves from the Meeting and the following Item was presided over by Village President Pro Tem Salzman.

R. [RES 17-490](#) Resolution Appointing the Local Liquor Control Commissioner

Village Attorney Paul Stephanides stated that this resolution appoints a successor to Village Trustee Salzman, who has resigned as Local Liquor Control Commissioner effective February 22. This person must be an attorney who is licensed to practice in Illinois, pursuant to the Village Code. Historically, it has also been a member of the Board of Trustees.

President Pro Tem Salzman asked his colleagues for a nomination.

It was moved by Village Trustee Tucker, seconded by Village Trustee Barber, that Village Trustee Andrea Button Ott be appointed as Local Liquor Control Commissioner. The motion was approved. The roll call on the vote was as follows:

AYES: 4 - Village Trustee Salzman, Village Trustee Button Ott, Village Trustee Barber, and Village Trustee Tucker

NAYS: 0

ABSENT: 1 - Village Trustee Lueck

RECUSED: 2 - Village President Abu-Taleb, and Village Trustee Brewer

XVI. Regular Agenda

Village President Abu-Taleb and Village Trustee Brewer rejoined the Meeting.

O. [RES 17-492](#) A Resolution Amending the Village Manager's Employment Agreement.

Village Attorney Stephanides stated that this amendment to the Village Manager's employment agreement will increase her salary by \$10,000 for the year 2017, pursuant to the employment agreement and the Board's direction.

Village Trustees Barber, Brewer and Button Ott gave positive feedback regarding Village Manager Pavlicek's performance. Village President Abu-Taleb commented that the Village is lucky to have her and that the culture at Village Hall is now positive.

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

AYES: 6 - Village Trustee Salzman, Village President Abu-Taleb, Village Trustee Button Ott, Village Trustee Brewer, Village Trustee Barber, and Village Trustee Tucker

NAYS: 0

ABSENT: 1 - Village Trustee Lueck

Q. [RES 17-493](#) A Resolution Approving Right of Entry Agreement with the Board of Education of Oak Park Elementary School District Number 97 for Performing Surveying and Environmental Inspections Near Kenilworth and Chicago

Village Manager Pavlicek stated that District 97 has requested to do soil testing on the property immediately west of Holmes School. They are going through a review process in which they are evaluating areas they might consider for expansion of the school facility.

The Village currently owns that property as a public right-of-way.

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

AYES: 6 - Village Trustee Salzman, Village President Abu-Taleb, Village Trustee Button Ott, Village Trustee Brewer, Village Trustee Barber, and Village Trustee Tucker

NAYS: 0

ABSENT: 1 - Village Trustee Lueck

S. [RES 17-483](#) **Resolution in Support of the Repeal of the State Pesticide Preemption**

Village Manager Pavlicek stated that State Law has a Home Rule preemption. The Village of Oak Park is a Home Rule unit of government, which means that the Village Board can enact such things that are not expressly prohibited by State Law. The preemption means that the State of Illinois expressly prohibits local regulation of the use of pesticides. State Law does allow Chicago and Cook County to make those regulations. This resolution would be an effort to lobby the State and show that the Village Board is supportive of a change in State Legislation that would allow Home Rule units of government to enact local regulations regarding the use of pesticides.

Peggy McGrath, representing Go Green Oak Park. Ms. McGrath thanked the Board for looking at this topic and spoke about the negative effects of pesticides.

David Holmquist, representing Go Green Oak Park. Mr. Holmquist concurred with Ms. McGrath and noted that the determination of the new administration in Washington to destroy environmental protections makes it even more important for local governments to take control.

Village Trustees Tucker and Button Ott thanked Ms. McGrath and Mr. Holmquist for their work and for educating them on this issue.

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

AYES: 6 - Village Trustee Salzman, Village President Abu-Taleb, Village Trustee Button Ott, Village Trustee Brewer, Village Trustee Barber, and Village Trustee Tucker

NAYS: 0

ABSENT: 1 - Village Trustee Lueck

T. [ORD 17-174](#) **Concur with the Plan Commission's Recommendation and Adopt an Ordinance Granting a Special Use Permit for a Major Planned Development Containing a Mixed Use Multiple Story Building with Residential, Commercial and Parking Uses at the Property Located at 715-717 South Boulevard**

Village Manager Pavlicek stated that the Board had previously approved a financial institution with a drive-thru for this property which did not come to fruition. Subsequently, the Board referred a request to construct a five-story mixed use building on that site to the Plan Commission.

Village Planner Craig Failor described the development as a five-story building consisting of 14 residential units, 20 parking spaces and approximately 900 square feet of commercial space on the first floor. The applicant has asked for some relief from the Zoning Code as part of the Plan Development. With regard to density, the Zoning Ordinance allows for 10 units and they are asking for 14. The Code requires 23 parking spaces and they are asking for a reduction to 20. In addition, they Zoning Code permits a 45' building and they would like to go 60'. He noted that the top floor is set back similar to the development on Chicago Avenue and Maple.

Plan Commission Chair David Mann stated that there has been some public comment regarding alley traffic. The developer and architect worked with the commission to scale back the balconies as well as reduce the original height of the parapet. The developer also agreed to put covenants into the restrictions for any buyer that prohibits trucks parking in the alley and blocking it, which was a major concern of the people who attended the Public Hearing. The Plan Commission unanimously approved it.

Village Trustee Salzman asked Mr. Mann to clarify why he felt the development was in compliance with the Comprehensive Plan. Mr. Mann stated that with the proximity to the Green Line stop, it is a transit oriented development. For them to look at an expansion of density and height, it has to fit into some of these zones and the commission thought that was consistent with the Comprehensive Plan. In addition, they are providing the public art component as well as supplying funding for additional public art on the embankment across the way.

Village Trustee Button Ott clarified the location of the property and noted that it is currently a vacant lot. Mr. Mann hoped that this would spur more economic activity in the storefronts and retail there also.

A representative with the developer noted that they have worked in Oak Park before and look forward to working in the Village again. He noted that they develop medium to high end properties. All projects involve the highest caliber materials and best possible features and layouts. He and his partner are very involved in every facet of design and construction of every project and work with every buyer in regards to finishes and any changes they would want.

Village President Abu-Taleb commented that in the past, the Village has had developers who went through this process and got the project approved by the Board but then flipped the property to someone that the Village had no relationship with before it was even built. This happened with the Oasis development. He noted that some of the people involved in this proposed development were also involved in the Oasis and he spoke about the difficulties that he, staff and area residents had because of that. The people that got this project approved just walked away and took no responsibility for it. To do that is not right. Village President Abu-Taleb referred to a clause in the agreement that states that the land development as presented to the Village be granted to the applicants, their successors and assignees and said he was not willing to sign that. He also spoke about his experience with this developer regarding the SoHo project.

Village Attorney Stephanides stated the ordinance provides that if there is any transfer or sale of the property, the new owners must appear before the Board 45 days prior to the transfer and assume all obligations in the ordinance and the conditions of the special use permit. If they do not, all approvals are null and void. This condition was not present in the ordinance regarding the Oasis development.

Village Manager Pavlicek commented that if the Board is looking at preventing any

assignments, they can defer to staff to write up a more detailed explanation. She thought there would be some benefits as well as detriments to a stronger restriction but those could be identified in advance. Staff can bring this back in two weeks.

Village Trustee Brewer commented that the stage of development, i.e., pre-construction, mid-construction and pre-completion, should be considered as to assignment of the property.

Village Trustee Button Ott was in favor of Manager Pavlicek's suggestion and noted that there is a plethora of things that could happen if they restrict transfer.

This Ordinance was withdrawn.

U. [RES 17-494](#) **Resolution in Appreciation of Village Trustee Adam Salzman 2011-2017**

Village President Abu-Taleb stated that Village Trustee Salzman has resigned from the Board effective tomorrow. The Board would like to recognize his service.

Village President Abu-Taleb read the Resolution aloud.

Village Trustee Brewer compared the Village Board to a baseball team with Village Trustee Salzman as the lead-off hitter. He described him as patient, dependable, self-sacrificing and steady and will be hard to replace.

Village Trustee Barber told Village Trustee Salzman that it's been a pleasure working with him. He always kept what's best for Oak Park first. He wished him luck in his new job.

Village Trustee Button Ott spoke about how she met Village Trustee Salzman and her immediate respect and admiration for his leadership style. She described him as caring and compassionate and spoke about all she has learned from him.

Village Trustee Tucker discussed civility in politics. He and Village Trustee Salzman have served together for six years. He described him as thoughtful, a good listener and tough with a great sense of humor and a big heart. He stated that Village Trustee Salzman has always worked for what is best for all of Oak Park. He wished him luck in his new position and that he and the Board will miss him.

Village Clerk Powell discussed Village Trustee Salzman's humor and noted the commissions in which they worked together. She wished him all good things in life.

On behalf of Directors and staff, Villager Manager Pavlicek expressed thanks and appreciation to Village Trustee Salzman.

Village Abu-Taleb acknowledged Village Trustee Salzman's daughters and how much he admires their relationship with their father. He believes that Village Trustee Salzman will be remembered as one of the Village's greatest trustees. He described him as a man of great judgement and integrity, a good legal mind and honest and ethical. He has always treated the Board, staff, residents and the press with the utmost respect. Village President Abu-Taleb said he has learned a lot from him and that it will not be the same without him. He wished the best to him and his family.

Village Trustee Salzman expressed appreciation for the kind remarks. He thanked his daughters for being patient as he performed his duties as trustee and hopes they have learned how important it is to become involved and take an active role in their democracy. He stated that Oak Park is an extraordinary place and he has been

fortunate to serve for the past six years. He recalled a story in which he and Village Trustee Tucker were running for office for the first time that highlighted the competing demands of this diverse village. He reflected on the changes since his first year as Trustee, 2011 and gave great credit to Village President Abu-Taleb. He looked forward to watch this Board as a resident and to further economic growth. Village Trustee Salzman discussed the need for intergovernmental cooperation in regards to keeping Oak Park affordable and diverse. He also spoke about some of the accomplishments of the Board during his tenure that he is proud of. The privilege of serving in Oak Park has been very profound.

XVII. Call to Board and Clerk

Village Clerk Powell stated that absentee ballot applications for the April Consolidated Election are now available on line and at Village Hall. She discussed hours and dates of early voting.

XVIII. Adjourn

It was moved by Village Trustee Brewer, seconded by Village Trustee Barber, to adjourn. A voice vote was taken and the motion was approved. Meeting adjourned at 9:10 P.M., Tuesday, February 21, 2017.

Respectfully Submitted,

**MaryAnn Schoenneman
Deputy Village Clerk**